



Maryland Register

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Volume 41 • Issue 8 • Pages 453—504

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Pursuant to State Government Article, §7-206, Annotated Code of Maryland, this issue contains all previously unpublished documents required to be published, and filed on or before March 31, 2014, 5 p.m.

Pursuant to State Government Article, §7-206, Annotated Code of Maryland, I hereby certify that this issue contains all documents required to be codified as of March 31, 2014.

Brian Morris
Acting Administrator, Division of State Documents
Office of the Secretary of State



Information About the Maryland Register and COMAR

MARYLAND REGISTER

The Maryland Register is an official State publication published every other week throughout the year. A cumulative index is published quarterly.

The Maryland Register is the temporary supplement to the Code of Maryland Regulations. Any change to the text of regulations published in COMAR, whether by adoption, amendment, repeal, or emergency action, must first be published in the Register.

The following information is also published regularly in the Register:

- Governor's Executive Orders
- Attorney General's Opinions in full text
- Open Meetings Compliance Board Opinions in full text
- State Ethics Commission Opinions in full text
- Court Rules
- District Court Administrative Memoranda
- Courts of Appeal Hearing Calendars
- Agency Hearing and Meeting Notices
- Synopses of Bills Introduced and Enacted by the General Assembly
- Other documents considered to be in the public interest

CITATION TO THE MARYLAND REGISTER

The Maryland Register is cited by volume, issue, page number, and date. Example:

- 19:8 Md. R. 815—817 (April 17, 1992) refers to Volume 19, Issue 8, pages 815—817 of the Maryland Register issued on April 17, 1992.

CODE OF MARYLAND REGULATIONS (COMAR)

COMAR is the official compilation of all regulations issued by agencies of the State of Maryland. The Maryland Register is COMAR's temporary supplement, printing all changes to regulations as soon as they occur. At least once annually, the changes to regulations printed in the Maryland Register are incorporated into COMAR by means of permanent supplements.

CITATION TO COMAR REGULATIONS

COMAR regulations are cited by title number, subtitle number, chapter number, and regulation number. Example: COMAR 10.08.01.03 refers to Title 10, Subtitle 08, Chapter 01, Regulation 03.

DOCUMENTS INCORPORATED BY REFERENCE

Incorporation by reference is a legal device by which a document is made part of COMAR simply by referring to it. While the text of an incorporated document does not appear in COMAR, the provisions of the incorporated document are as fully enforceable as any other COMAR regulation. Each regulation that proposes to incorporate a document is identified in the Maryland Register by an Editor's Note. The Cumulative Table of COMAR Regulations Adopted, Amended or Repealed, found online, also identifies each regulation incorporating a document. Documents incorporated by reference are available for inspection in various depository libraries located throughout the State and at the Division of State Documents. These depositories are listed in the first issue of the Maryland Register published each year. For further information, call 410-974-2486.

HOW TO RESEARCH REGULATIONS

An Administrative History at the end of every COMAR chapter gives information about past changes to regulations. To determine if there have been any subsequent changes, check the "Cumulative Table of COMAR Regulations Adopted, Amended, or Repealed" which is found online at www.dsd.state.md.us/CumulativeIndex.pdf. This table lists the regulations in numerical order, by their COMAR number, followed by the citation to the Maryland Register in which the change occurred. The Maryland Register serves as a temporary supplement to COMAR, and the two publications must always be used together. A Research Guide for Maryland Regulations is available. For further information, call 410-260-3876.

SUBSCRIPTION INFORMATION

For subscription forms for the Maryland Register and COMAR, see the back pages of the Maryland Register. Single issues of the Maryland Register are \$15.00 per issue.

CITIZEN PARTICIPATION IN THE REGULATION-MAKING PROCESS

Maryland citizens and other interested persons may participate in the process by which administrative regulations are adopted, amended, or repealed, and may also initiate the process by which the validity and applicability of regulations is determined. Listed below are some of the ways in which citizens may participate (references are to State Government Article (SG), Annotated Code of Maryland):

- By submitting data or views on proposed regulations either orally or in writing, to the proposing agency (see "Opportunity for Public Comment" at the beginning of all regulations appearing in the Proposed Action on Regulations section of the Maryland Register). (See SG, §10-112)
- By petitioning an agency to adopt, amend, or repeal regulations. The agency must respond to the petition. (See SG §10-123)
- By petitioning an agency to issue a declaratory ruling with respect to how any regulation, order, or statute enforced by the agency applies. (SG, Title 10, Subtitle 3)
- By petitioning the circuit court for a declaratory judgment on the validity of a regulation when it appears that the regulation interferes with or impairs the legal rights or privileges of the petitioner. (SG, §10-125)
- By inspecting a certified copy of any document filed with the Division of State Documents for publication in the Maryland Register. (See SG, §7-213)

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Martin O'Malley, Governor; **John P. McDonough**, Secretary of State; **Brian Morris**, Acting Administrator; **Gail S. Klakring**, Senior Editor; **Mary D. MacDonald**, Editor, Maryland Register and COMAR; **Elizabeth Ramsey**, Editor, COMAR Online, and Subscription Manager; **Tami Cathell**, Help Desk, COMAR and Maryland Register Online.

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Illustrations by Carolyn Anderson, Dept. of General Services

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COMAR Online

The Code of Maryland Regulations is available at www.dsd.state.md.us as a free service of the Office of the Secretary of State, Division of State Documents. The full text of regulations is available and searchable. Note, however, that the printed COMAR continues to be the only official and enforceable version of COMAR.

The Maryland Register is also available at www.dsd.state.md.us.

For additional information, visit www.sos.state.md.us, Division of State Documents, or call us at (410) 974-2486 or 1 (800) 633-9657.

Availability of Monthly List of Maryland Documents

The Maryland Department of Legislative Services receives copies of all publications issued by State officers and agencies. The Department prepares and distributes, for a fee, a list of these publications under the title "Maryland Documents". This list is published monthly, and contains bibliographic information concerning regular and special reports, bulletins, serials, periodicals, catalogues, and a variety of other State publications. "Maryland Documents" also includes local publications.

Anyone wishing to receive "Maryland Documents" should write to: Legislative Sales, Maryland Department of Legislative Services, 90 State Circle, Annapolis, MD 21401.

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CLOSING DATES AND ISSUE DATES through JANUARY 23, 2015

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May 2	April 14	April 23	April 21
May 16	April 28	May 7	May 5
May 30	May 12	May 21	May 19
June 13**	May 23	June 4	June 2
June 27	June 9	June 18	June 16
July 11	June 23	July 2	June 30
July 25	July 7	July 16	July 14
August 8	July 21	July 30	July 28
August 22	August 4	August 13	August 11
September 5	August 18	August 27	August 25
September 19**	August 29	September 10	September 8
October 3	September 15	September 24	September 22
October 17	September 29	October 8	October 6
October 31**	October 10	October 22	October 20
November 14	October 27	November 5	November 3
December 1***	November 7	November 17	November 13
December 12	November 24	December 3	December 1
December 26**	December 5	December 15	December 11
January 9	December 22	December 31	December 29
January 23	January 5	January 14	January 12

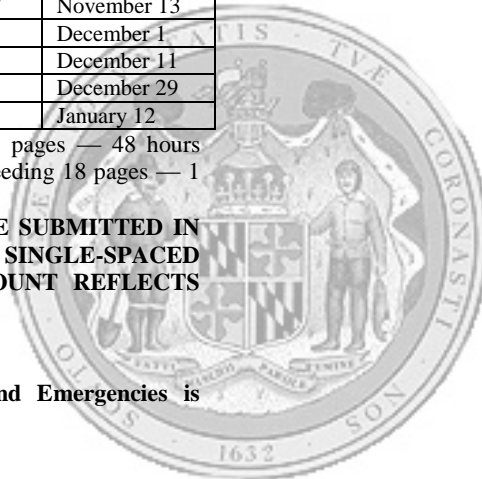
* Due date for documents containing 8 to 18 pages — 48 hours before date shown; due date for documents exceeding 18 pages — 1 week before date shown

NOTE: ALL DOCUMENTS MUST BE SUBMITTED IN TIMES NEW ROMAN, 9 POINT, SINGLE-SPACED FORMAT. THE REVISED PAGE COUNT REFLECTS THIS FORMATTING.

** Note closing date changes

*** Note issue date and closing date changes

The regular closing date for Proposals and Emergencies is Monday.



REGULATIONS CODIFICATION SYSTEM

Under the COMAR codification system, every regulation is assigned a unique four-part codification number by which it may be identified. All regulations found in COMAR are arranged by title. Each title is divided into numbered subtitles, each subtitle is divided into numbered chapters, and each chapter into numbered regulations.

09.12.01.01D(2)(c)(iii)
 Title Subtitle Chapter Regulation Subsection Paragraph Subparagraph

A regulation may be divided into lettered sections, a section divided into numbered subsections, a subsection divided into lettered paragraphs, and a paragraph divided into numbered subparagraphs.

Cumulative Table of COMAR Regulations Adopted, Amended, or Repealed

This table, previously printed in the Maryland Register lists the regulations, by COMAR title, that have been adopted, amended, or repealed in the Maryland Register since the regulations were originally published or last supplemented in the Code of Maryland Regulations (COMAR). The table is no longer printed here but may be found on the Division of State Documents website at www.dsd.state.md.us.

Table of Pending Proposals

The table below lists proposed changes to COMAR regulations. The proposed changes are listed by their COMAR number, followed by a citation to that issue of the Maryland Register in which the proposal appeared. Errata pertaining to proposed regulations are listed, followed by “(err)”. Regulations referencing a document incorporated by reference are followed by “(ibr)”. None of the proposals listed in this table have been adopted. A list of adopted proposals appears in the Cumulative Table of COMAR Regulations Adopted, Amended, or Repealed.

02 OFFICE OF THE ATTORNEY GENERAL

02.01.11.01—.05 • 40:17 Md. R. 1423 (8-23-13)

03 COMPTROLLER OF THE TREASURY

03.01.04.01—.09 • 40:26 Md. R. 2167 (12-27-13)

03.03.05.28 • 41:2 Md. R. 95 (1-24-14)

03.03.05.32 • 41:4 Md. R. 307 (2-21-14)

03.06.01.44,.46 • 40:26 Md. R. 2167 (12-27-13)

07 DEPARTMENT OF HUMAN RESOURCES

07.02.10.02,.03,.12,.13 • 41:2 Md. R. 96 (1-24-14)

07.02.11.03,.06,.21 • 41:2 Md. R. 97 (1-24-14)

07.03.03.01—.05,.07-1,.17—.19 • 41:2 Md. R. 99 (1-24-14)

07.03.10.01—.06,.08 • 41:3 Md. R. 204 (2-7-14)

07.03.17.56 • 41:3 Md. R. 204 (2-7-14)

07.07.17.03—.07 • 41:3 Md. R. 206 (2-7-14)

08 DEPARTMENT OF NATURAL RESOURCES

08.02.05.07 • 41:8 Md. R. 476 (4-18-14)

08.18.22.01—.03 • 41:8 Md. R. 477 (4-18-14)

09 DEPARTMENT OF LABOR, LICENSING, AND REGULATION

09.01.09.01—.09 • 40:18 Md. R. 1492 (9-6-13)

09.08.03.03 • 41:3 Md. R. 210 (2-7-14)

09.10.01.49 • 41:7 Md. R. 424 (4-4-14)

09.12.39.01—.05 • 41:8 Md. R. 478 (4-18-14)

09.12.81.01-1,.02-1 • 41:7 Md. R. 425 (4-4-14)

09.19.05.01 • 41:2 Md. R. 107 (1-24-14) (ibr)

09.35.01.01 • 40:23 Md. R. 1941 (11-15-13)

10 DEPARTMENT OF HEALTH AND MENTAL HYGIENE

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10.01.17.02 • 41:1 Md. R. 20 (1-10-14)

10.07.20.01—.03 • 40:11 Md. R. 988 (5-31-13)

Subtitle 09 (2nd volume)

10.09.02.05 • 41:6 Md. R. 382 (3-21-14)

10.09.33.01 • 41:8 Md. R. 479 (4-18-14)

10.09.65.19 • 41:8 Md. R. 479 (4-18-14)

10.09.76.01—.18 • 41:8 Md. R. 479 (4-18-14)

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10.14.02.02—.04,.07—.14,.22 • 41:1 Md. R. 28 (1-10-14)

10.14.05.02,.08,.14,.16 • 41:1 Md. R. 33 (1-10-14)

10.16.06.02,.06,.08,.09,.25 • 41:1 Md. R. 20 (1-10-14)

10.17.01.03,.05,.06,.08,.27,.28,.53 • 41:1 Md. R. 20 (1-10-14)

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10.18.07.04 • 41:2 Md. R. 133 (1-24-14)

41:5 Md. R. 349 (3-7-14) (err)

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12.02.16.01—.08 • 40:18 Md. R. 1498 (9-6-13)
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13A STATE BOARD OF EDUCATION

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22.01.14.03 • 40:25 Md. R. 2093 (12-13-13)

23 BOARD OF PUBLIC WORKS

23.02.01.02,.03,.10,.12 • 41:6 Md. R. 395 (3-21-14)
23.03.06.01—.04 • 40:11 Md. R. 1000 (5-31-13) (ibr)

26 DEPARTMENT OF THE ENVIRONMENT

Subtitles 01—07 (Part 1)

26.03.13.01,.03,.04 • 41:7 Md. R. 433 (4-4-14)
26.04.02.01—.12 • 40:25 Md. R. 2094 (12-13-13)
26.04.05.01—.03 • 40:25 Md. R. 2105 (12-13-13)
26.04.06.01—.75 • 40:20 Md. R. 1687 (10-4-13)
26.04.11.01—.16 • 41:1 Md. R. 47 (1-10-14)
26.06.01.01,.02,.05—.10,.12,.13,.16 • 41:2 Md. R. 159 (1-24-14)

Subtitles 08—12 (Part 2)

26.08.05.01—.18 • 41:7 Md. R. 435 (4-4-14) (ibr)
26.11.13.04,.05 • 41:8 Md. R. 490 (4-18-14)
26.11.19.08 • 40:23 Md. R. 1983 (11-15-13) (ibr)

Subtitles 13—18 (Part 3)

26.17.06.01,.04—.09 • 40:22 Md. R. 1887 (11-1-13) (ibr)

**27 CRITICAL AREA COMMISSION FOR THE
CHESAPEAKE AND ATLANTIC COASTAL BAYS**

27.01.02.01,.01-1,.05-1,.05-2,.06,.06-1,.06-2,.06-3,
.06-4 • 41:1 Md. R. 60 (1-10-14)

29 DEPARTMENT OF STATE POLICE

29.09.01.01—.15 • 40:26 Md. R. 2203 (12-27-13)

**30 MARYLAND INSTITUTE FOR EMERGENCY MEDICAL
SERVICES SYSTEMS (MIEMSS)**

30.02.01.01 • 41:3 Md. R. 255 (2-7-14)
30.02.02.03,.04 • 41:3 Md. R. 255 (2-7-14)

31 MARYLAND INSURANCE ADMINISTRATION

31.03.05.01—.15 • 41:3 Md. R. 256 (2-7-14)
31.04.22.01—.08 • 40:25 Md. R. 2138 (12-13-13)
41:2 Md. R. 171 (1-24-14) (err)
31.08.03.06 • 40:14 Md. R. 1199 (7-12-13)
31.08.13.01—.06 • 39:26 Md. R. 1674 (12-28-12)
40:25 Md. R. 2140 (12-13-13)
41:2 Md. R. 171 (1-24-14) (err)
31.08.14.01,.02 • 40:20 Md. R. 1729 (10-4-13)
31.08.15.01—.09 • 40:14 Md. R. 1201 (7-12-13)
41:2 Md. R. 170 (1-24-14)

31.08.16.01—.05 • 40:26 Md. R. 2210 (12-27-13)
31.10.40.01—.08 • 41:7 Md. R. 441 (4-4-14)
31.11.07.01—.06 • 41:7 Md. R. 441 (4-4-14)
31.15.13.01—.04 • 40:20 Md. R. 1730 (10-4-13)

33 STATE BOARD OF ELECTIONS

33.10.02.07 • 41:8 Md. R. 491 (4-18-14)
33.13.14.01—.04 • 41:8 Md. R. 492 (4-18-14)
33.14.01.04 • 41:6 Md. R. 396 (3-21-14)
33.14.02.01,.02,.04,.06 • 41:6 Md. R. 396 (3-21-14)
33.14.03.02 • 41:6 Md. R. 396 (3-21-14)
33.17.04.03 • 41:8 Md. R. 493 (4-18-14)
33.18.01.01—.05 • 41:6 Md. R. 397 (3-21-14)
33.20.01.01,.02 • 41:8 Md. R. 493 (4-18-14)
33.20.02.01—.04 • 41:8 Md. R. 494 (4-18-14)

36 MARYLAND STATE LOTTERY AND GAMING CONTROL AGENCY

36.02.05.01 • 41:1 Md. R. 64 (1-10-14)
36.03.07.03,.04,.06—.08 • 41:7 Md. R. 442 (4-4-14)
36.03.10.16 • 41:3 Md. R. 259 (2-7-14)
36.04.02.01 • 41:3 Md. R. 259 (2-7-14)
36.05.01.02 • 41:1 Md. R. 64 (1-10-14)
36.05.02.01,.20,.21 • 41:1 Md. R. 64 (1-10-14)
36.06.01.01—.03 • 40:4 Md. R. 381 (2-22-13)
36.06.02.01,.02 • 40:4 Md. R. 381 (2-22-13)
36.06.03.01—.16 • 40:4 Md. R. 381 (2-22-13)
36.06.04.01—.05 • 40:4 Md. R. 381 (2-22-13)
36.06.05.01—.10 • 40:4 Md. R. 381 (2-22-13)



The Governor

EXECUTIVE ORDER 01.01.2014.04

Rescission of Executive Order 01.01.2014.03

WHEREAS, I, Martin O'Malley, Governor of the State of Maryland, declared a State of Emergency by Executive Order 01.01.2014.03 due to back-to-back winter weather events causing a shortage and interruption in the availability of salt and other ice/snow commodities used in the treatment of roadways;

WHEREAS, The Executive Order offered relief for vehicles transporting salt or other ice/snow melt supplies needed to maintain the safety of the roadways; and

WHEREAS, The emergency conditions caused by the impact of severe weather no longer exist.

NOW, THEREFORE, I, MARTIN O'MALLEY, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, DO HEREBY PROCLAIM THAT THE STATE OF EMERGENCY IN THE STATE OF MARYLAND IS TERMINATED AND HEREBY RESCIND EXECUTIVE ORDER 01.01.2014.03.

GIVEN Under My Hand and the Great Seal of the State of Maryland in the City of Annapolis, this 31st day of March, 2014.

MARTIN O'MALLEY
Governor

ATTEST:

JOHN P. MCDONOUGH
Secretary of State

[14-08-40]

EXECUTIVE ORDER 01.01.2014.05

Proclaiming an Extended Session of the Maryland General Assembly

WHEREAS, I, Martin O'Malley, Governor of the State of Maryland, being advised that the Budget Bill has not been finally acted upon by the General Assembly seven days before the expiration of the 2014 regular Session of the General Assembly;

WHEREAS, Article III, Section 52 (10) of the Maryland Constitution provides that under these circumstances the Governor shall issue a proclamation extending the Session for a period as may, in the Governor's judgment, be necessary to allow for the passage of the Budget Bill; and

WHEREAS, Other matters may not be considered during such extended Session except a provision for the cost thereof.

NOW, THEREFORE, I, MARTIN O'MALLEY, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, DO HEREBY PROCLAIM THAT THE 2014 REGULAR SESSION OF THE MARYLAND GENERAL ASSEMBLY IS HEREBY EXTENDED, COMMENCING AT MIDNIGHT ON MONDAY, APRIL 7, 2014 IN THE STATE CAPITAL IN THE CITY OF ANNAPOLIS FOR THE PURPOSE OF PASSING THE STATE BUDGET BILL. THIS EXTENSION MAY NOT EXCEED TEN DAYS, OR SUCH OTHER PERIOD AS SPECIFIED BY AMENDMENT TO THIS EXECUTIVE ORDER.

GIVEN Under My Hand and the Great Seal of the State of Maryland, in the City of Annapolis, this 31st day of March, 2014.

MARTIN O'MALLEY
Governor

ATTEST:

JOHN P. MCDONOUGH
Secretary of State

[14-08-41]

Open Meetings Compliance Board

SUMMARY OF OPINIONS ISSUED FROM JANUARY 1 — MARCH 31, 2014

9 Official Opinions of the Compliance Board 92 (2014)

Chestertown Waterfront Task Force (Craig O'Donnell, Kent County News, Complainant)

January 13, 2014

Topics discussed: Definition of “public body” under the Open Meetings Act (task force created by town council’s resolution); definition of “advisory function” for purposes of determining whether a meeting is subject to the Open Meetings Act; requirement that public bodies keep minutes of meetings subject to the Open Meetings Act.

9 Official Opinions of the Compliance Board 94 (2014)

Chestertown Town Council (Craig O'Donnell, Kent County News, Complainant)

February 27, 2014

Topics discussed: Occurrence of a public body’s “meeting” for purposes of the Open Meetings Act when the event was organized by another entity (attendance by a quorum of the public body’s members and their use of the event to discuss public business); definition of “public body” under the Open Meetings Act (generally, entities created by memoranda of understanding adopted by resolution); disclosure requirements applicable to meetings closed under the Open Meetings Act.

9 Official Opinions of the Compliance Board 99 (2014)

Chevy Chase Town Council (Ronit A. Dancis, Complainant)

March 20, 2014

Topics discussed: Conditions set by the Open Meetings Act on public body’s right to close a meeting under the Act’s exceptions (notice of an open meeting, preparation of written statement of pertinent exception, reason to close, and topics to be discussed, public vote to close, disclosures in minutes of subsequent open session); applicability of exception for procurement matters (presentation of law firms’ competing proposals in matter on which public body had already decided its position); applicability of exception for potential litigation (discussion of legal options in same matter).

*The full text of these opinions can be found at <http://www.oag.state.md.us/Opengov/Openmeetings/index.htm>.

[14-08-35]

The General Assembly

For additional up-to-date information concerning bills introduced in the General Assembly, log on to <http://mlis.state.md.us> and click on Bill Information and Status. You may then enter a specific bill number for information about that bill. You may also click on Senate Synopsis or House Synopsis for the most recent synopsis list for each house, or click on Synopsis Index for a listing of all bill synopses since the beginning of the legislative session.

SYNOPSIS NO. 7

House Bills

HB1554 Del Tarrant, et al. Baltimore City - Alcoholic Beverages - Transfer of License.

HB1555 Del Bromwell. Health Occupations - Maryland Perfusion Act – Applicability.

[14-08-44]

Senate Bills

SB1113 Sens Pugh and Conway. Baltimore City - Alcoholic Beverages - Transfer of License.

SB1114 Sen Zirkin, et al. Criminal Procedure - Initial Appearance and Representation by the Office of the Public Defender.

SB1115 Sen Simonaire. Members of the General Assembly - Responsibilities and Eligibility to Vote.

SB1116 Sen Simonaire, et al. Chesapeake and Atlantic Coastal Bays 2010 Trust Fund - Use of Funds.

SB1117 Sen Jones-Rodwell. Baltimore City - Alcoholic Beverages - Class BWLT Tasting Licenses.

[14-08-45]



The Judiciary

COURT OF APPEALS OF MARYLAND

STANDING COMMITTEE ON RULES OF PRACTICE AND PROCEDURE

Notice of Open Meeting

The Standing Committee on Rules of Practice and Procedure will hold an open meeting on Friday, May 9, 2014, in the Judiciary Education and Conference Center, 2011-D Commerce Park Drive, Annapolis, Maryland, commencing at 9:30 A.M., to consider any questions relating to rules changes as may be brought before the meeting.

For further information contact Sandra F. Haines, Reporter, (410) 260-3630.

[14-08-39]



Regulatory Review and Evaluation

Regulations promulgated under the Administrative Procedure Act will undergo a review by the promulgating agency in accordance with the Regulatory Review and Evaluation Act (State Government Article, §§10-130 — 10-139; **COMAR 01.01.2003.20**). This review will be documented in an evaluation report which will be submitted to the General Assembly's Joint Committee on Administrative, Executive, and Legislative Review. The evaluation reports have been spread over an 8-year period (see **COMAR 01.01.2003.20** for the schedule). Notice that an evaluation report is available for public inspection and comment will be published in this section of the Maryland Register.

MARYLAND INSURANCE ADMINISTRATION

MISCELLANEOUS

Opportunity for Public Comment

Review of COMAR 31.16

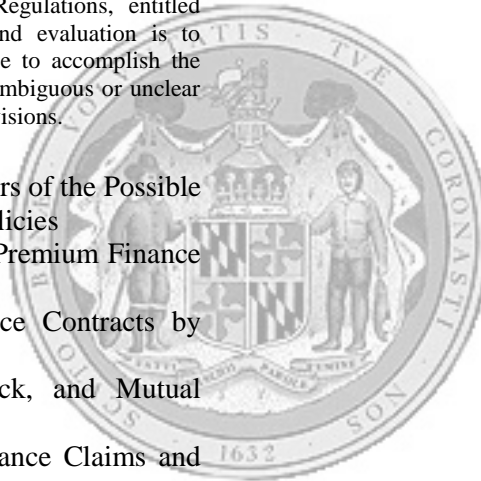
In accordance with the Regulatory Review and Evaluation Act, State Government Article, §§10-130—10-139, Annotated Code of Maryland, the Maryland Insurance Administration (MIA) is reviewing and evaluating certain regulations codified within Subtitle 16 of Title 31 of the Code of Maryland Regulations, entitled Miscellaneous. The purpose of the review and evaluation is to determine whether existing regulations continue to accomplish the purposes for which they were adopted, clarify ambiguous or unclear language, and repeal obsolete or duplicative provisions.

Regulations being reviewed include:

- 31.16.01 Disclosure to Policyholders of the Possible Effects of Assessable Insurance Policies
- 31.16.04 Provision of Completed Premium Finance Agreement to Insured
- 31.16.05 Cancellation of Insurance Contracts by Premium Finance Companies
- 31.16.06 Bulk Reinsurance, Stock, and Mutual Insurers
- 31.16.07 Holocaust Victims Insurance Claims and Reports

Interested parties may submit comments to Nancy Egan, Assistant Director of Government Relations, and transmitted by mail to 200 St. Paul Place, Suite 2700, Baltimore, MD 21202; by fax to (410) 468-2020; or by email to InsuranceRegReview@mdinsurance.state.md.us. Comments must be received by June 17, 2014.

[14-08-31]



Emergency Action on Regulations

Symbol Key

- Roman type indicates text existing before emergency status was granted.
- *Italic type* indicates new text.
- [Single brackets] indicate deleted text.

Emergency Regulations

Under State Government Article, §10-111(b), Annotated Code of Maryland, an agency may petition the Joint Committee on Administrative, Executive, and Legislative Review (AELR), asking that the usual procedures for adopting regulations be set aside because emergency conditions exist. If the Committee approves the request, the regulations are given emergency status. Emergency status means that the regulations become effective immediately, or at a later time specified by the Committee. After the Committee has granted emergency status, the regulations are published in the next available issue of the Maryland Register. The approval of emergency status may be subject to one or more conditions, including a time limit. During the time the emergency status is in effect, the agency may adopt the regulations through the usual promulgation process. If the agency chooses not to adopt the regulations, the emergency status expires when the time limit on the emergency regulations ends. When emergency status expires, the text of the regulations reverts to its original language.

Title 08

DEPARTMENT OF NATURAL RESOURCES

Subtitle 02 FISHERIES SERVICE

08.02.25 Gear

Authority: Natural Resources Article, §4-221, Annotated Code of Maryland

Notice of Emergency Action

[14-105-E]

The Joint Committee on Administrative, Executive, and Legislative Review has granted emergency status to amendments to Regulation .02 under COMAR 08.02.25 Gear.

Emergency status began: March 20, 2014.

Emergency status expires: September 16, 2014.

Comparison to Federal Standards

There is no corresponding federal standard to this emergency action.

Estimate of Economic Impact

I. Summary of Economic Impact. The economic impact may have a positive economic impact on the tackle industry.

II. Types of Economic Impact.	Revenue (R+/R-)	Magnitude
	Expenditure (E+/E-)	
A. On issuing agency:	NONE	
B. On other State agencies:	NONE	
C. On local governments:	NONE	
	Benefit (+) Cost (-)	Magnitude
D. On regulated industries or trade groups:		
Bait and tackle shops, gear manufacturers, and fish	(+)	Indeterminable
E. On other industries or trade groups:	NONE	

F. Direct and indirect effects on public: NONE

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

D. Removing the limit of three rods per person has the potential to positively impact small businesses such as gear manufacturers and bait and tackle shops. If an angler who formerly was restricted from using more than three rods now faces no restrictions on the number of rods that may be used, that angler will likely purchase more fishing rods and reels, tackle (e.g., hooks, lines, and sinkers) and natural/artificial bait. Further, these anglers' recreational experiences are positively affected from the removal of the regulation, as they are now able to target fish using their preferred approach. These affected anglers may in turn decide to fish more often or fish in a different location (e.g., Maryland as opposed to out-of State). Such a change in the frequency and location of fishing trips could positively impact Maryland tackle shops and other small businesses that are patronized by anglers on these trips. The extent of the positive impact to anglers and small businesses is contingent upon the number of anglers who prefer to use more than three rods and to what extent these anglers change expenditure and trip decisions given the removal of the three-rod limit. Advancing an emergency regulation to remove the three-rod limit in tidal waters will provide the Department an opportunity to have further discussions with the SFAC, fishing tackle shop businesses, sports fishermen and other interested parties over the next few months. Part of those discussions will be an evaluation of the economic impact for all parties. Based upon this information, a permanent regulation would then be submitted.

Economic Impact on Small Businesses

The emergency action has a meaningful economic impact on small business. An analysis of this economic impact follows.

Please see assumptions under the Estimate of Economic Impact statement.

.02 Recreational Gear.

A.—B. (text unchanged)

C. Active Line Fishing Gear.

(1) (text unchanged)

(2) A maximum of three or a combination of three of the gear listed under §C(1) of this regulation may be used by an individual fishing in [State] *nontidal* waters.

(3)—(6) (text unchanged)

D.—H. (text unchanged)

JOSEPH P. GILL
Secretary of Natural Resources

Title 10

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Subtitle 37 HEALTH SERVICES COST REVIEW COMMISSION

10.37.10 Rate Application and Approval Procedures

Authority: Health-General Article, §§19-207 and 19-214; Insurance Article, §§14-502 and 14-504; State Government Article, §10-304(b); Annotated Code of Maryland

Notice of Emergency Action

[14-087-E]

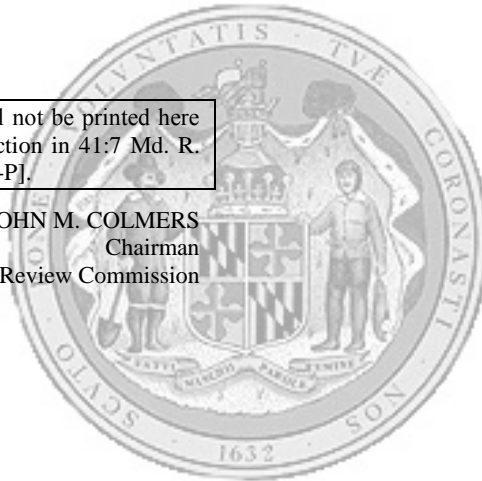
The Joint Committee on Administrative, Executive, and Legislative Review has granted emergency status to amendments to Regulation .26-1 under **COMAR 10.37.10 Rate Application and Approval Procedures**.

Emergency status began: March 21, 2014.

Emergency status expires: July 1, 2014.

Editor's Note: The text of this document will not be printed here because it appeared as a Notice of Proposed Action in 41:7 Md. R. 425—426 (April 4, 2014), referenced as [14-087-P].

JOHN M. COLMERS
Chairman
Health Services Cost Review Commission



Final Action on Regulations

Symbol Key

- Roman type indicates text already existing at the time of the proposed action.
- *Italic type* indicates new text added at the time of proposed action.
- Single underline, italic indicates new text added at the time of final action.
- Single underline, roman indicates existing text added at the time of final action.
- [[Double brackets]] indicate text deleted at the time of final action.

Title 03 COMPTROLLER OF THE TREASURY

Subtitle 04 INCOME TAX

03.04.02 Individual

Authority: Tax-General Article, §§2-103, 10-102.1, and 10-823, Annotated Code of Maryland

Notice of Final Action

[14-070-F]

On April 8, 2014, the Comptroller of the Treasury adopted amendments to Regulation .11 under **COMAR 03.04.02 Individual**. This action, which was proposed for adoption in 41:4 Md. R. 308 (February 21, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

PETER FRANCHOT
Comptroller

Subtitle 03 FAMILY INVESTMENT ADMINISTRATION

07.03.14 Correction of Payment Irregularities

Authority: *Human Services Article, §§4-207, 4-303, 5-207, and 5-607, Annotated Code of Maryland*
(Agency Note: Federal Regulatory Reference 45 CFR 233.20(a)(12))

Notice of Final Action

[14-017-F]

On March 31, 2014, the Secretary of Human Resources adopted amendments to Regulations .04 and .05 under **COMAR 07.03.14 Correction of Payment Irregularities**. This action, which was proposed for adoption in 41:1 Md. R. 16—17 (January 10, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

TED DALLAS
Secretary of Human Resources

Title 07 DEPARTMENT OF HUMAN RESOURCES

Subtitle 03 FAMILY INVESTMENT ADMINISTRATION

07.03.01 Application for Public Assistance

Authority: *Human Services Article §§5-207 and 5-501(b), Annotated Code of Maryland*
(Agency Note: Federal Regulatory Reference—45 CFR §206.10)

Notice of Final Action

[14-046-F]

On March 31, 2014, the Secretary of Human Resources adopted amendments to Regulations .01, .03, .04, and .06 under **COMAR 07.03.01 Application for Public Assistance**. This action, which was proposed for adoption in 41:3 Md. R. 203—204 (February 7, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

TED DALLAS
Secretary of Human Resources

Subtitle 07 CHILD SUPPORT ENFORCEMENT ADMINISTRATION

07.07.04 Establishment of Paternity

Authority: *Family Law Article, §§5-1005—5-1048, and 10-301—10-359, Annotated Code of Maryland*
(Agency Note: Federal Regulatory Reference — 45 CFR §§302.31, 303.5, and 305.24)

Notice of Final Action

[14-047-F]

On March 31, 2014, the Secretary of Human Resources adopted amendments to Regulation .04 under **COMAR 07.07.04 Establishment of Paternity**. This action, which was proposed for adoption in 41:3 Md. R. 206 (February 7, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

TED DALLAS
Secretary of Human Resources

Title 09 DEPARTMENT OF LABOR, LICENSING, AND REGULATION

Subtitle 24 BOARD OF PUBLIC ACCOUNTANCY

09.24.01 General Regulations

Authority: Business Occupations and Professions Article, §§2-102, 2-207, 2-209, 2-304—2-307, 2-309, 2-311, 2-313, and 2-416, Annotated Code of Maryland

Notice of Final Action

[14-062-F]

On April 1, 2014, the Board of Public Accountancy adopted amendments to Regulation .06 under **COMAR 09.24.01 General Regulations**. This action, which was proposed for adoption in 41:3 Md. R. 210—211 (February 7, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

ELIZABETH S. GANTNIER
Chairman

Subtitle 24 BOARD OF PUBLIC ACCOUNTANCY

09.24.01 General Regulations

Authority: Business Occupations and Professions Article, §§2-102, 2-207, 2-209, 2-304—2-307, 2-309, 2-311, 2-313, and 2-416 Annotated Code of Maryland

Notice of Final Action

[14-063-F]

On April 1, 2014, the Board of Public Accountancy adopted amendments to Regulation .09 under **COMAR 09.24.01 General Regulations**. This action, which was proposed for adoption in 41:3 Md. R. 211—212 (February 7, 2014), has been adopted as proposed.

Effective Date: May 1, 2014.

ELIZABETH S. GANTNIER
Chairman

Subtitle 24 BOARD OF PUBLIC ACCOUNTANCY

09.24.02 Continuing Education

Authority: Business Occupations and Professions Article, §§2-207(a), 2-311, and 2-312, Annotated Code of Maryland

Notice of Final Action

[14-061-F]

On April 1, 2014, the Board of Public Accountancy adopted amendments to Regulation .04 under **COMAR 09.24.02 Continuing Education**. This action, which was proposed for adoption in 41:3 Md. R. 212—213 (February 7, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

ELIZABETH S. GANTNIER
Chairman

Subtitle 24 BOARD OF PUBLIC ACCOUNTANCY

09.24.05 Examinations

Authority: Business Occupations and Professions Article, §§2-207, 2-303, 2-305, and 2-307, Annotated Code of Maryland

Notice of Final Action

[14-060-F]

On April 1, 2014, the Board of Public Accountancy adopted amendments to Regulation .03 under **COMAR 09.24.05 Examinations**. This action, which was proposed for adoption in 41:3 Md. R. 213 (February 7, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

ELIZABETH S. GANTNIER
Chairman

Subtitle 35 ELEVATOR SAFETY REVIEW BOARD

09.35.04 Continuing Professional Competency

Authority: Public Safety Article, §12-833(d), Annotated Code of Maryland

Notice of Final Action

[13-263-F]

On December 13, 2013, the Elevator Safety Review Board adopted new Regulations .01—.10 under a new chapter, **COMAR 09.35.04 Continuing Professional Competency**. This action, which was proposed for adoption in 40:18 Md. R. 1493—1494 (September 6, 2013), has been adopted as proposed.

Effective Date: April 28, 2014.

EDWARD M. HOARD
Chairman Elevator Safety Review Board

Subtitle 37 WORKFORCE DEVELOPMENT AND ADULT LEARNING

09.37.01 Alternate Ways to Earn a High School Diploma

Authority: Labor and Employment Article, §§11-807 and 11-808, Annotated Code of Maryland

Notice of Final Action

[14-026-F]

On April 1, 2014, the Secretary of Labor, Licensing, and Regulation adopted amendments to Regulations .01 — .20 under **COMAR 09.37.01 Alternate Ways to Earn a High School Diploma**. This action, which was proposed for adoption in 41:2 Md. R. 117 — 120 (January 24, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

LEONARD J. HOWIE III
Secretary of Labor, Licensing, and Regulation

Title 10 DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Subtitle 09 MEDICAL CARE PROGRAMS

10.09.49 Telemedicine Services

Authority: Health-General Article, §2-104(b), Annotated Code of Maryland;
Ch. 280, Acts of 2013

Notice of Final Action [14-053-F]

On April 8, 2014, the Secretary of Health and Mental Hygiene adopted amendments to Regulations .02 and .08 under **COMAR 10.09.49 Telemedicine Services**. This action, which was proposed for adoption in 41:3 Md. R. 213—214 (February 7, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 09 MEDICAL CARE PROGRAMS

Notice of Final Action [14-030-F]

On April 8, 2014, the Secretary of Health and Mental Hygiene adopted:

(1) The repeal of existing Regulations .01—.37 and new Regulations .01—.27 under **COMAR 10.09.54 Home and Community-Based Options Waiver**; and

(2) The repeal in their entirety of existing Regulations .01—.34 under **COMAR 10.09.55 Living at Home Waiver Program**.

This action, which was proposed for adoption in 41:2 Md. R. 120—127 (January 24, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 09 MEDICAL CARE PROGRAMS

Notice of Final Action [14-029-F]

On April 8, 2014, the Secretary of Health and Mental Hygiene adopted:

(1) Amendments to Regulation .01 under **COMAR 10.09.62 Maryland Managed Care Program: Definitions**;

(2) Amendments to Regulations .01—.03, .05, and .06 under **COMAR 10.09.63 Maryland Managed Care Program: Eligibility and Enrollment**;

(3) Amendments to Regulations .02, .08, .20, and .23 and new Regulation .19-3 under **COMAR 10.09.65 Maryland Medicaid Managed Care Program: Managed Care Organizations**;

(4) Amendments to Regulation .06 under **COMAR 10.09.66 Maryland Medicaid Managed Care Program: Access**;

(5) Amendments to Regulations .04, .20, and .29 and new Regulation .31 under **COMAR 10.09.67 Maryland Medicaid Managed Care Program: Benefits**;

(6) Amendments to Regulation .06 under **COMAR 10.09.70 Maryland Medicaid Managed Care Program: Specialty Mental Health System**; and

(7) New Regulation .03-1 under **COMAR 10.09.71 Maryland Medicaid Managed Care Program: MCO Dispute Resolution Procedures**.

This action, which was proposed for adoption in 41:2 Md. R. 127—131 (January 24, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 09 MEDICAL CARE PROGRAMS

10.09.85 Free-Standing Birth Centers

Authority: Health-General Article, §§2-104(b), 15-103, and 15-105 Annotated Code of Maryland

Notice of Final Action [14-056-F]

On April 8, 2014, the Secretary of Health and Mental Hygiene adopted new Regulations .01—.10 under a new chapter, **COMAR 10.09.85 Free-Standing Birth Centers**. This action, which was proposed for adoption in 41:3 Md. R. 215—216 (February 7, 2014), has been adopted as proposed.

Effective Date: May 1, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 09 MEDICAL CARE PROGRAMS

10.09.86 Maryland Medicaid Managed Care Program: Independent Review Organization (IRO)

Authority: Health-General Article, §§2-104(b) and 15-103(b), Annotated Code of Maryland

Notice of Final Action [13-317-F]

On April 8, 2014, the Secretary of Health and Mental Hygiene adopted new Regulations .01—.08 under a new chapter, **COMAR 10.09.86 Maryland Medicaid Managed Care Program: Independent Review Organization (IRO)**. This action, which was proposed for adoption in 40:21 Md. R. 1830—1832 (October 18, 2013), has been adopted as proposed.

Effective Date: April 28, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 09 MEDICAL CARE PROGRAMS

10.09.87 Free-Standing Independent Diagnostic Testing Facilities

Authority: Health-General Article, § 2-104(b), 15-103, and 15-105, Annotated Code of Maryland

Notice of Final Action

[14-054-F]

On April 8, 2014, the Secretary of Health and Mental Hygiene adopted new Regulations .01—.10 under a new chapter, **COMAR 10.09.87 Free-Standing Independent Diagnostic Testing Facilities**. This action, which was proposed for adoption in 41:3 Md. R. 216—218 (February 7, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 09 MEDICAL CARE PROGRAMS

10.09.88 Portable X-ray Providers

Authority: Health-General Article, §§2-104(b), 15-103, and 15-105, Annotated Code of Maryland

Notice of Final Action

[14-055-F]

On April 8, 2014, the Secretary of Health and Mental Hygiene adopted new Regulations .01—.10 under a new chapter, **COMAR 10.09.88 Portable X-ray Providers**. This action, which was proposed for adoption in 41:3 Md. R. 218—220 (February 7, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 14 CANCER CONTROL

10.14.07 Cord Blood Transplant Center Support Fund

Authority: Health-General Article, §§13-3001—13-3004, Annotated Code of Maryland

Notice of Final Action

[14-037-F]

On March 28, 2014, the Secretary of Health and Mental Hygiene adopted new Regulations .01—.10 under a new chapter, **COMAR 10.14.07 Cord Blood Transplant Center Support Fund**. This action, which was proposed for adoption in 41:2 Md. R. 131—133 (January 24, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 34 BOARD OF PHARMACY

10.34.32 Pharmacist Administration of Vaccinations

Authority: Health Occupations Article, §12-508, Annotated Code of Maryland

Notice of Final Action

[13-415-F]

On April 8, 2014, the Secretary of Health and Mental Hygiene adopted amendments to Regulations .02—.05 and .08, the repeal of existing Regulation .07, new Regulation .07, and the repeal of existing Regulation .09 under **COMAR 10.34.32 Pharmacist Administration of Vaccinations**. This action, which was proposed for adoption in 40:26 Md. R. 2185—2188 (December 27, 2013), has been adopted with the nonsubstantive changes shown below.

Effective Date: April 28, 2014.

Attorney General's Certification

In accordance with State Government Article, §10-113, Annotated Code of Maryland, the Attorney General certifies that the following changes do not differ substantively from the proposed text. The nature of the changes and the basis for this conclusion are as follows:

Regulation .05B(3): The added language clarifies the existing law in Maryland that requires records be maintained, in the case of a minor patient, for a minimum of 5 years.

Regulation .05B(4): The added language clarifies the existing law in Maryland that requires records be maintained, in the case of a minor patient, until the patient attains the age of majority plus 3 years or for 5 years after the record is made, whichever is later.

.05 Record Keeping.

A. (proposed text unchanged)

B. The records required in this regulation shall be:

(1) Readily retrievable; [[and]]

(2) Made available on the request of the Board;

(3) Except for records related to minor patients, maintained for a minimum of 5 years; and

(4) In the case of a minor patient, maintained until the patient attains the age of majority plus 3 years or for 5 years after the record is made, whichever is later.

C.—D. (proposed text unchanged)

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 58 BOARD OF PROFESSIONAL COUNSELORS AND THERAPISTS

10.58.08 Marriage and Family Therapists — Requirements for Licensure

Authority: Health Occupations Article, §§17-101, 17-205, 17-301, 17-303, 17-306, 17-308, 17-309, and 17-509, Annotated Code of Maryland

Notice of Final Action [14-049-F]

On March 28, 2014, the Secretary of Health and Mental Hygiene adopted amendments to Regulation .02, the repeal of existing Regulation .03, and amendments to and the recodification of existing Regulations .04—.07 to be Regulations .03—.06 under **COMAR 10.58.08 Marriage and Family Therapists — Requirements for Licensure**. This action, which was proposed for adoption in 41:3 Md. R. 244—246 (February 7, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 58 BOARD OF PROFESSIONAL COUNSELORS AND THERAPISTS

10.58.15 Supervision Requirements for Licensed Clinical Marriage and Family Therapists and Licensed Graduate Marriage and Family Therapists

Authority: Health Occupations Article, §§17-101, 17-205, 17-301, 17-303, 17-308, 17-309, and 17-507, Annotated Code of Maryland

Notice of Final Action [14-050-F]

On March 28, 2014, the Secretary of Health and Mental Hygiene adopted new Regulations .01—.08 under a new chapter, **COMAR 10.58.15 Supervision Requirements for Licensed Clinical Marriage and Family Therapists and Licensed Graduate Marriage and Family Therapists**. This action, which was proposed for adoption in 41:3 Md. R. 246—249 (February 7, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 61 HEALTH ENTERPRISE ZONE INITIATIVE

10.61.01 Health Enterprise Zone Tax Credits

Authority: Health-General Article, Title 20, Subtitle 14; Tax-General Article, §10-731; Annotated Code of Maryland

Notice of Final Action [14-038-F]

On March 28, 2014, the Secretary of Health and Mental Hygiene adopted new Regulations .01—.05 under a new chapter, **COMAR 10.61.01 Health Enterprise Zone Tax Credits**, under a new

subtitle, **Subtitle 61 Health Enterprise Zone Initiative**. This action, which was proposed for adoption in 41:2 Md. R. 151—153 (January 24, 2014), has been adopted as proposed.

Effective Date: April 28, 2014.

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Title 21 STATE PROCUREMENT REGULATIONS

Notice of Final Action [14-005-F]

On March 19, 2014, the Board of Public Works adopted:

- (1) Amendments to Regulation .01 under **COMAR 21.01.02 Terminology**;
- (2) Amendments to Regulation .01-1 under **COMAR 21.01.03 Applicability**;
- (3) Amendments to Regulation .04 under **COMAR 21.02.01 Board of Public Works**;
- (4) Amendments to Regulations .02 and .03 under **COMAR 21.03.01 General Regulations**;
- (5) Amendments to Regulation .06 under **COMAR 21.05.07 Small Procurement Regulations (\$25,000 or less)**;
- (6) Amendments to Regulation .01 under **COMAR 21.06.07 Bid and Contract Security/Bonds**;
- (7) Amendments to Regulation .17 under **COMAR 21.11.03 Minority Business Enterprise Policies**;
- (8) Amendments to Regulations .01, .04, and .07 under **COMAR 21.11.05 Procurement from Maryland Correctional Enterprises, Blind Industries and Services of Maryland, and Community Service Providers**;
- (9) Amendments to Regulations .01 and .13, the repeal of existing Regulation .12, and new Regulation .14 under **COMAR 21.11.07 Miscellaneous Purchasing Preferences**;
- (10) New Regulations .01—.03 under a new chapter, **COMAR 21.11.14 Socioeconomic Policies**; and
- (11) Amendments to Regulation .10 and new Regulation .16 under **COMAR 21.13.01 Reporting Requirements**.

At this time, new Regulation .04 under **COMAR 21.11.14 American-Manufactured Goods and Services — Preference** is being withdrawn.

This action, which was proposed for adoption in 41:1 Md. R. 42—47 (January 10, 2014), has been adopted with the nonsubstantive changes below.

Effective Date: April 28, 2014.

Attorney General's Certification

In accordance with State Government Article, §10-113, Annotated Code of Maryland, the Attorney General certifies that the following changes do not differ substantively from the proposed text. The nature of the changes and the basis for this conclusion are as follows:

COMAR 21.13.01.16B: This action deletes the duplicate phrase “a report”. This change does not modify the intent of the proposed action but clarifies the intent through deletion of a duplicative phrase.

Subtitle 13 PROCUREMENT REPORTING REQUIREMENTS

21.13.01 Reporting Requirements

Authority: State Finance and Procurement Article, §§12-101, 13-207, 14-208, 14-305, 14-505, 15-110, 15-111, and 17-104, Annotated Code of Maryland

.16 Preferred Provider Reports.

A. (proposed text unchanged)

B. *Within 90 days after the end of each fiscal year, a unit or State aided or controlled entity shall submit a report to the Department of General Services [[a report]] on the contracts awarded and payments made to preferred providers. The report format shall be determined by the Department of General Services.*

C. (proposed text unchanged)

SHEILA McDONALD
Executive Secretary
Board of Public Works

Title 26 DEPARTMENT OF THE ENVIRONMENT

Subtitle 08 WATER POLLUTION

Notice of Final Action

[13-405-F]

On April 2, 2014, the Secretary of the Environment adopted amendments to:

- (1) Regulation .01 under COMAR 26.08.01 General;
- (2) Regulations .01, .02, .02-1, .03-2, .03-3, .04, .04-1, .07, .08, and .11 under COMAR 26.08.02 Water Quality; and
- (3) Regulations .02-1 and .04 under COMAR 26.08.04

Permits.

This action, which was proposed for adoption in 40:25 Md. R. 2107—2136 (December 13, 2013), has been adopted as proposed.

Effective Date: April 28, 2014.

ROBERT M. SUMMERS, Ph.D.
Secretary of the Environment

Subtitle 11 AIR QUALITY

26.11.09 Control of Fuel-Burning Equipment, Stationary Internal Combustion Engines, and Certain Fuel-Burning Installations

Authority: Environment Article, §§1-101, 1-404, 2-101—2-103, 2-301—2-303, 10-102, and 10-103, Annotated Code of Maryland

Notice of Final Action

[14-034-F]

On March 26, 2014, the Secretary of the Environment adopted amendments to Regulations .01, .04, .06, .07, .09, and .10 and adopted new Regulation .12 under COMAR 26.11.09 Control of Fuel-Burning Equipment, Stationary Internal Combustion Engines, and Certain Fuel-Burning Installations. This action, which was proposed for adoption in 41:2 Md. R. 163—168 (January 24, 2014), has been adopted with the nonsubstantive changes shown below.

Effective Date: April 28, 2014.

Attorney General's Certification

In accordance with State Government Article, §10-113, Annotated Code of Maryland, the Attorney General certifies that the following changes do not differ substantively from the proposed text. The nature of the changes and the basis for this conclusion are as follows:

Regulation .12F requires the replacement of the date March 1, 2014, with the date May 1, 2014, in the final action. This date correction does not change the intent or impact of the regulation.

.12 Standards for Biomass Fuel-Burning Equipment Equal to or Greater Than 350,000 Btu/hr.

A. — E. (proposed text unchanged)

F. *A person subject to the requirements of this regulation may not operate biomass fuel-burning equipment installed prior to [[March 1]] May 1, 2014 unless:*

(1)—(2) (proposed text unchanged)

G. — J. (proposed text unchanged)

ROBERT M. SUMMERS, Ph.D.
Secretary of the Environment

Withdrawal of Regulations

Title 09 DEPARTMENT OF LABOR, LICENSING, AND REGULATION

Subtitle 12 DIVISION OF LABOR AND INDUSTRY

09.12.39 Lien for Unpaid Wages

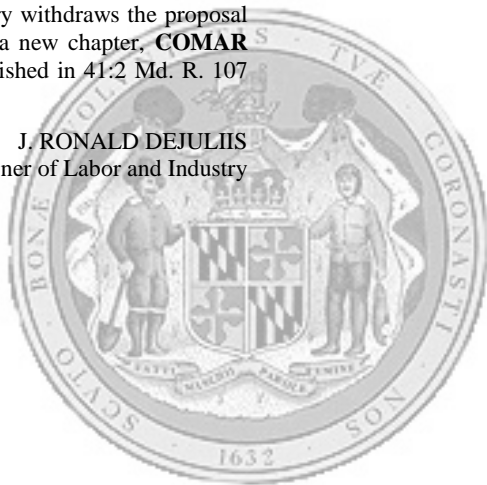
Authority: Labor and Employment Article, §3-1110, Annotated Code of Maryland

Notice of Withdrawal

[14-032-W]

The Commissioner of Labor and Industry withdraws the proposal to adopt new Regulations **.01—.03** under a new chapter, **COMAR 09.12.39 Lien for Unpaid Wages**, as published in 41:2 Md. R. 107 (January 24, 2014)

J. RONALD DEJULIIS
Commissioner of Labor and Industry



Proposed Action on Regulations

For information concerning citizen participation in the regulation-making process, see inside front cover.

Symbol Key

- Roman type indicates existing text of regulation.
- *Italic type* indicates proposed new text.
- [Single brackets] indicate text proposed for deletion.

Promulgation of Regulations

An agency wishing to adopt, amend, or repeal regulations must first publish in the Maryland Register a notice of proposed action, a statement of purpose, a comparison to federal standards, an estimate of economic impact, an economic impact on small businesses, a notice giving the public an opportunity to comment on the proposal, and the text of the proposed regulations. The opportunity for public comment must be held open for at least 30 days after the proposal is published in the Maryland Register.

Following publication of the proposal in the Maryland Register, 45 days must pass before the agency may take final action on the proposal. When final action is taken, the agency must publish a notice in the Maryland Register. Final action takes effect 10 days after the notice is published, unless the agency specifies a later date. An agency may make changes in the text of a proposal. If the changes are not substantive, these changes are included in the notice of final action and published in the Maryland Register. If the changes are substantive, the agency must repropose the regulations, showing the changes that were made to the originally proposed text.

Proposed action on regulations may be withdrawn by the proposing agency any time before final action is taken. When an agency proposes action on regulations, but does not take final action within 1 year, the proposal is automatically withdrawn by operation of law, and a notice of withdrawal is published in the Maryland Register.

Title 08 DEPARTMENT OF NATURAL RESOURCES

Subtitle 02 FISHERIES SERVICE

08.02.05 Fish

Authority: Natural Resources Article, §4-2A-03, Annotated Code of Maryland

Notice of Proposed Action

[14-093-P]

The Secretary of Natural Resources proposes to amend Regulation .07 under **COMAR 08.02.05 Fish**.

Statement of Purpose

The purpose of this action is to provide for increased flexibilities for the harvest of Atlantic menhaden from pound nets. This action will allow the holder of an Atlantic menhaden bycatch allowance landing permit to use an "operator". The only person a permittee may use as their operator is the individual the permittee has named as the authorized user of their license. An authorized user must be in possession of the licensee's license and permit, and must be on the vessel named on the license. The purpose of this change is to allow the operator to harvest Atlantic menhaden when the permittee is unable to do so, thereby increasing business flexibility.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact. This action will have a positive economic impact on the regulated industry, but the magnitude of that impact is indeterminable.

II. Types of Economic Impact.

- A. On issuing agency:
B. On other State agencies:
C. On local governments:

Revenue (R+/R-)

Expenditure
(E+/E-)

Magnitude

NONE

NONE

NONE

Benefit (+)
Cost (-)

Magnitude

- D. On regulated industries or trade groups:

Increased business flexibility

(+)

Indeterminable

E. On other industries or trade groups:

NONE

F. Direct and indirect effects on public:

NONE

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

D. The operator provision will allow Atlantic menhaden bycatch allowance permittees to use an operator of their permit who will be able to land menhaden in the absence of the permittee themselves. The operator must be the authorized user of the permittee's license and must have the permit in their possession during any activities under the permit. If a permittee is unable to fish their nets, the operator will still be able to fish the nets and land menhaden under the permit. Previously, the permittee themselves had to be present for menhaden to be legally landed under the permit. It is not known at this time how many permittees will choose to use an operator, or what economic benefit those permittees will realize from this provision.

Economic Impact on Small Businesses

The proposed action has a meaningful economic impact on small business. An analysis of this economic impact follows.

Please see assumptions under the Estimate of Economic Impact for impact to the regulated community, which is made up of commercial fishermen who are generally small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Atlantic Menhaden Regulations, Fisheries Staff, Department of Natural Resources, Fisheries Service B-2, 580 Taylor Avenue, Annapolis MD 21401, or call 410-260-8300, or email to fisheriespubliccomment@dnr.state.md.us, or fax to 410-260-8310. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.07 Atlantic Menhaden.

A.—C. (text unchanged)

D. Atlantic Menhaden Bycatch Allowance Landing Permits.

(1)—(3) (text unchanged)

(4) *Operators.*

(a) *An operator means an individual who is not a permittee and acts as an agent of a permittee.*

(b) *The only person a permittee may use as the operator of their Atlantic menhaden bycatch allowance landing permit is the individual the permittee has designated as the authorized user of the permittee's commercial fishing license in accordance with Natural Resources Article, §4-701(k)(7), Annotated Code of Maryland.*

(c) *An operator may only fish the pound nets that the permittee has:*

(i) *Registered in the permittee's name; and*

(ii) *Notified the Department as being active in accordance with Regulation .01C of this chapter.*

(d) *When engaged in permitted activities, an operator shall be:*

(i) *In possession of the permittee's tidal fish license and Atlantic menhaden bycatch allowance landing permit; and*

(ii) *On the vessel named on the permittee's tidal fish license.*

[(4)] (5) Atlantic menhaden bycatch allowance landing permits may not be transferred and are valid only for the named individual on the permit card or their operator as described in §D(4) of this regulation.

[(5)] (6) A permittee or a permittee's operator shall be on board any boat harvesting Atlantic menhaden under an Atlantic menhaden bycatch allowance landing permit.

E. Reporting.

(1) Reporting Requirements. In addition to the requirements of Natural Resources Article, §4-206, Annotated Code of Maryland:

(a) (text unchanged)

(b) [An individual in possession of an] *An Atlantic menhaden bycatch allowance landing [permit] permittee shall report in the manner specified by the Department.*

(2) Reporting Penalties.

(a) The Department may suspend the holder of an Atlantic menhaden bycatch allowance landing permit from participation in the menhaden fishery for up to 90 days per violation for failing to comply with §E(1)(b) of this regulation.

(b) In addition to any other penalty, the Department may deny an application for an Atlantic menhaden bycatch allowance landing permit for failing to comply with §E(1) of this regulation during the previous season.

(c) (text unchanged)

F. (text unchanged)

JOSEPH P. GILL
Secretary of Natural Resources

Subtitle 18 BOATING—SPEED LIMITS AND OPERATION OF VESSELS

08.18.22 Rhode River

Authority: Natural Resources Article, §§8-703 and 8-704 8-725.2, Annotated Code of Maryland

Notice of Proposed Action

[14-104-P]

The Secretary of Natural Resources proposes to amend Regulations .01—.03 under **COMAR 08.18.22 Rhode River**.

Statement of Purpose

The purpose of this action is to update and clarify existing boating laws and coordinates of certain boundaries and to ensure safe boating on Maryland's waterways.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Donna Morrow, Division Director, Clean Waterways, Facilities & Regulations Division, Maryland Department of Natural Resources, Boating Services Unit, 580 Taylor Avenue, E/4, Annapolis, Maryland 21401, or call 410-260-8773, or email to dmorrow@dnr.state.md.us, or fax to 410-260-8453. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.01 Rhode River.

The Rhode River encompasses all the waters of the Rhode River and its tributaries westerly of a line [from Lat. 38°51'47.46"N., Long. 76°31'10.42"W., running 050° True to the opposite shore, Lat. 38°52'11.05"N., Long. 76°30' 34.50"W.] *beginning at Cheston Point, at or near Lat. 38° 51.792' N., Long. 76° 31.190' W., then running 51° (True) to a point, at or near Lat. 38° 52.183' N., Long. 76° 30.575' W.*

.02 Bear Neck Creek.

Bear Neck Creek encompasses the area beginning at a point, [Lat. 38°53'14.47"N., Long. 76°31'37.59"W., a line running 066° True to the opposite shore, Lat. 38°53'19.05"N., Long. 76°31'24.44"W.,] *at or near Lat. 38° 53.247' N., Long. 76° 31.623' W., then running 64° (True) to a point, at or near Lat. 38° 53.325' N., Long. 76° 31.422' W., and running to the head of the creek, including Whitemarsh Creek. This area has a 6-knot [(6.9 MPH)] speed limit Saturdays, Sundays, and State holidays, all year.*

.03 Cadle Creek.

Cadle Creek encompasses the area beginning at a point, [Lat. 38°52'52.20"N., Long. 76°30'59.53"W., a line running 135°. True to the opposite shore, Lat. 38°52'46.59"N., Long. 76°30'52.22"W.,] *at*

or near Lat. 38° 52.872' N., Long. 76° 30.992' W., then running 135° (True) to a point, at or near Lat. 38° 52.777' N., Long. 76° 30.872' W., and running to the head of the creek. This area has a 6-knot [(6.9 MPH)] speed limit Saturdays, Sundays, and State holidays, all year.

JOSEPH P. GILL
Department of Natural Resources

Title 09 DEPARTMENT OF LABOR, LICENSING, AND REGULATION

Subtitle 12 DIVISION OF LABOR AND INDUSTRY

09.12.39 Lien for Unpaid Wages

Authority: Labor and Employment Article, §3-1110, Annotated Code of Maryland

Notice of Proposed Action [14-109-P]

The Commissioner of Labor and Industry proposes to adopt new Regulations .01—.05 under a new chapter, **COMAR 09.12.39 Lien for Unpaid Wages**.

Statement of Purpose

The purpose of this action is to implement Ch. 541, Acts of 2013. The Act provides that employees who have not been paid wages that are due and owing to them may, under certain circumstances, establish a lien against the real or personal property of the employer who has failed to pay the wages. The Act provides that the Commissioner shall adopt regulations to implement the provisions of the Act.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Debbie Stone, Regulations Coordinator, Department of Labor, Licensing, and Regulation, Division of Labor and Industry, 1100 N. Eutaw Street, Room 606, Baltimore, Maryland 21201, or call 410-767-2225, or email to deborah.stone@maryland.gov, or fax to 410-767-2986. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.01 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) "Employer Complaint to Dispute Lien for Unpaid Wages" means the complaint filed by an employer in circuit court to dispute a Notice to Employer of Intent to Claim Lien for Unpaid Wages.

(2) "Notice to Employer of Intent to Claim Lien for Unpaid Wages" means the written form or comparable notice that an employee serves on an employer stating the employee's intent to claim a lien for unpaid wages.

(3) "Wage Lien Statement" means the form that may be recorded by an employee after a lien for unpaid wages has been established pursuant to Labor and Employment Article, §3-1104, Annotated Code of Maryland.

.02 Notice of Claim for Unpaid Wages.

A. An employee shall serve his or her employer with the Notice to Employer of Intent to Claim Lien for Unpaid Wages on the form provided by the Commissioner of Labor and Industry at www.dllr.state.md.us or on a comparable form that contains the information specified in §B of this regulation.

B. The form shall include the following:

- (1) The name and address of the individual seeking a lien;
- (2) The name of the business or individual for whom the employee performed work;
- (3) The dates of employment;
- (4) The dates for which wages are due but were not paid;
- (5) The basis for the claim that wages were due but were not paid;

- (6) The monetary amount of the lien sought;
- (7) The real or personal property, or both, against which the lien is sought along with a description adequate to identify the property, name of owner, and location; and
- (8) Notice to the employer of their right to dispute the lien by filing a complaint within 30 days of receipt of the notice.

C. An employee shall serve the employer by:

- (1) Delivering personally a copy of the Notice to Employer of Intent to Claim Lien for Unpaid Wages to the employer;
- (2) Leaving a copy of the Notice to Employer of Intent to Claim Lien for Unpaid Wages at the employer's home or place of dwelling with a resident of suitable age and discretion; or
- (3) Mailing a copy of the Notice to Employer of Intent to Claim Lien for Unpaid Wages to the employer by certified mail requesting, "Restricted Delivery—Show to whom, date, and address of delivery".

.03 Employer Complaint to Dispute Notice to Employer of Intent to Claim Lien for Unpaid Wages.

A. An employer may dispute a lien for unpaid wages by filing a complaint in the circuit court for the county where the property of the employer is located.

B. The complaint disputing a lien for unpaid wages shall include the following:

- (1) The date that the employee served the Notice to Employer of Intent to Claim Lien for Unpaid Wages on the employer;
- (2) An explanation of why the wages claimed by the employee are not due and owing by the employer;
- (3) A description of supporting documents with the supporting documents attached; and
- (4) A certificate of service reflecting service upon the employee.

.04 Wage Lien Statement.

A Wage Lien Statement shall include the following:

- (1) A description of the property;
- (2) The name of the property owner;
- (3) The monetary amount of the lien;
- (4) A copy of the Notice to Employer of Intent to Claim Lien for Unpaid Wages and proof of service of the notice; and
- (5) A copy of a court order establishing the lien for unpaid wages if the lien for unpaid wages is established in a court.

.05 Recording Lien.

If an employer does not dispute a Notice to Employer of Intent to Claim Lien for Unpaid Wages or if a court orders the establishment of a lien, an employee may record the Wage Lien Statement together with proof of service.

J. RONALD DEJULIIS
Commissioner of Labor and Industry

Title 10 DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Subtitle 09 MEDICAL CARE PROGRAMS

10.09.33 Health Homes

Authority: Health-General Article, §2-104(b), Annotated Code of Maryland

Notice of Proposed Action

[14-097-P]

The Secretary of Health and Mental Hygiene proposes to amend Regulation .01 under COMAR 10.09.33 Health Homes.

Statement of Purpose

The purpose of this action is to correct a cross-reference in the Definitions regulation.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Michele A. Phinney, Director, Office of Regulation and Policy Coordination, Department of Health and Mental Hygiene, 201 W. Preston Street, Room 512, Baltimore, MD 21201, or call 410-767-6499 (800-735-2258), or email to dhmh.regs@maryland.gov, or fax to 410-767-6483. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.01 Definitions.

A. (text unchanged)

B. Terms Defined.

(1)—(14) (text unchanged)

(15) "Mobile treatment services (MTS) program" means a program approved under COMAR [10.21.28] 10.21.19.

(16)—(19) (text unchanged)

JOSHUA M. SHARFSTEIN, M.D.
Secretary of Health and Mental Hygiene

Subtitle 09 MEDICAL CARE PROGRAMS

Notice of Proposed Action

[14-095-P]

The Secretary of Health and Mental Hygiene proposes to:

(1) Amend Regulation .19 under COMAR 10.09.65 Maryland Medicaid Managed Care Program: Managed Care Organizations; and

(2) Repeal Regulations .01—.18 under COMAR 10.09.76 Primary Adult Care Program.

Statement of Purpose

The purpose of this action is to implement the MCO's HealthChoice rates for calendar year 2014 and to repeal the chapter concerning the Primary Adult Care Program as the program ended December 31, 2013.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact. The net economic impact of the HealthChoice CY 2014 MCO rates represents a 5.8 percent increase totaling \$179,549,000. The increase includes the federally funded increase for primary care physicians which was effective January 2013, as well as an additional population formerly known as Primary Adult Care (PAC). The increase also includes a new 2 percent Affordable Care Act premium tax.

II. Types of Economic Impact.	Revenue (R+/R-)	
	Expenditure (E+/E-)	Magnitude
A. On issuing agency:	(E+)	\$179,549,000
B. On other State agencies:	NONE	
C. On local governments:	NONE	
	Benefit (+) Cost (-)	Magnitude
D. On regulated industries or trade groups:	(+)	\$179,549,000
E. On other industries or trade groups:	NONE	
F. Direct and indirect effects on public:	NONE	

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

A. The rate increase is calculated by an actuarial consultant and Hilltop using data from CMS, other states, HSCRC, and MCO.

D. There will be a positive impact on the MCOs due to the overall rate increase.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Michele A. Phinney, Director, Office of Regulation and Policy Coordination, Department of Health and Mental Hygiene, 201 West Preston Street, Room 512, Baltimore, MD

21201, or call 410-767-6499 (TTY 800-735-2258), or email to dhmh.regs@maryland.gov, or fax to 410-767-6483. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

10.09.65 Maryland Medicaid Managed Care Program: Managed Care Organizations

Authority: Insurance Article, §15-112, 15-605, and 15-1008; Health-General Article, §2-104, 15-102.3, and 15-103; Annotated Code of Maryland

.19 MCO Reimbursement.

A. (text unchanged)

B. Capitation Rate-Setting Methodology.

(1)—(3) (text unchanged)

(4) Except to the extent of adjustments required by §D of this regulation or by Regulations .19-1—.19-4 of this chapter, the Department shall make payments monthly at the rates specified in the following tables:

[(a)]—[(c)] (proposed for repeal)

(a) *Rate Table for Families and Children, Effective January 1, 2014 — December 31, 2014.*

	Age/RAC	Gender	PMPM Baltimore City	PMPM Allegany, Frederick, Garrett, Montgomery, Prince George's and Washington Counties	PMPM Rest of State
	<i>Under age 1 Birth Weight 1500 grams or less</i>	<i>Both</i>	<i>\$9,283.31</i>	<i>\$7,848.80</i>	<i>\$8,338.33</i>
	<i>Under age 1 Birth Weight over 1500 grams</i>	<i>Both</i>	<i>\$449.49</i>	<i>\$380.03</i>	<i>\$403.74</i>
	<i>1-5</i>	<i>Male</i>	<i>\$227.43</i>	<i>\$192.28</i>	<i>\$204.28</i>
		<i>Female</i>	<i>\$188.51</i>	<i>\$159.38</i>	<i>\$169.32</i>
	<i>6-14</i>	<i>Male</i>	<i>\$112.86</i>	<i>\$95.42</i>	<i>\$101.38</i>
		<i>Female</i>	<i>\$106.88</i>	<i>\$90.36</i>	<i>\$96.00</i>
	<i>15-20</i>	<i>Male</i>	<i>\$138.25</i>	<i>\$116.88</i>	<i>\$124.17</i>
		<i>Female</i>	<i>\$190.55</i>	<i>\$161.11</i>	<i>\$171.16</i>
	<i>21-44</i>	<i>Male</i>	<i>\$311.54</i>	<i>\$243.19</i>	<i>\$284.87</i>
		<i>Female</i>	<i>\$467.98</i>	<i>\$365.31</i>	<i>\$427.93</i>
	<i>45-64</i>	<i>Male</i>	<i>\$601.78</i>	<i>\$469.75</i>	<i>\$550.27</i>
		<i>Female</i>	<i>\$663.83</i>	<i>\$518.19</i>	<i>\$607.01</i>
<i>ACG—adjusted cells</i>					
<i>ACG 100, 200, 300, 400, 500, 600, 700, 900, 1000, 1100, 1200, 1300, 1600, 1710, 1711, 1712, 1720, 1721, 1722, 1730, 1731, 1732, 1800, 1900, 2000, 2100, 2200, 2300, 2400, 2500, 2800, 2900, 3000, 3100, 3200, 3300, 3400, 3500, 3800, 4210, 5100, 5110, 5200 5230, 5310, 5339</i>	<i>RAC 1F</i>	<i>Both</i>	<i>\$233.89</i>	<i>\$182.57</i>	<i>\$213.87</i>
<i>ACG 800, 1740, 1741, 1742, 1750, 2700, 3600, 1750, 1751, 1752, 2700, 3600, 3700, 3900, 4000, 4100, 4220, 4310, 4410, 4510, 4610, 4710, 4720, 4810, 5340</i>	<i>RAC 2F</i>	<i>Both</i>	<i>\$401.52</i>	<i>\$ 313.43</i>	<i>\$ 367.15</i>

PROPOSED ACTION ON REGULATIONS

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ACG 1400, 1500, 1750, 1761, 1762, 1770, 1771, 1772, 2600, 4320, 4520, 4620, 4820	RAC 3F	Both	\$480.99	\$375.46	\$439.82
ACG 4330, 4420, 4830, 4910, 4920, 5010, 5020, 5040	RAC 4F	Both	\$670.69	\$523.54	\$613.28
ACG 4430, 4730, 4930, 5030, 5050	RAC 5F	Both	\$937.98	\$732.19	\$857.69
ACG 4940, 5060	RAC 6F	Both	\$1,181.31	\$922.13	\$1,080.20
ACG 5070	RAC 7F	Both	\$1,703.54	\$1,329.79	\$1,557.73
ACG 100, 200, 300, 500, 600, 1100, 1600, 2000, 2400, 3400, 5100, 5110, 5200	RAC 1G	Both	\$97.56	\$ 82.48	\$ 87.63
ACG 400, 700, 900, 1000, 1200, 1300, 1710, 1711, 1712, 1800, 1900, 2100, 2200, 2300, 2800, 2900, 3000, 3100, 5310	RAC 2G	Both	\$128.60	\$108.72	\$115.51
ACG 1720, 1721, 1722, 1731, 1732, 1730, 2500, 3200, 3300, 3500, 3800, 4210, 5230, 5339	RAC 3G	Both	\$159.20	\$134.60	\$143.00
ACG 800, 1740, 1741, 1742, 1750, 2700, 3600, 1750, 1751, 1752, 2700, 3600, 3700, 3900, 4000, 4100, 4220, 4310, 4410, 4510, 4610, 4710, 4720, 4810, 5340	RAC 4G	Both	\$224.67	\$189.95	\$201.80
ACG 1400, 1500, 1750, 1761, 1762, 1770, 1771, 1772, 2600, 4320, 4520, 4620, 4820	RAC 5G	Both	\$298.76	\$252.60	\$268.35
ACG 4330, 4420, 4830, 4910, 4920, 5010, 5020, 5040	RAC 6G	Both	\$385.17	\$325.65	\$345.96
ACG 4430, 4730, 4930, 4940, 5030, 5050, 5060, 5070	RAC 7G	Both	\$816.34	\$690.20	\$733.25
SOBRA Mothers			\$804.99	\$628.38	\$736.09
Persons with HIV	ALL	Both	\$632.79	\$632.79	\$632.79

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(b) Rate Table for Disabled Individuals, Effective January 1, 2014—December 31, 2014.

	Age/RAC	Gender	PMPM Baltimore City	PMPM Allegany, Frederick, Garrett, Montgomery, Prince George's and Washington Counties	PMPM Rest of State
	<i>Under Age 1</i>	<i>Both</i>	\$5,348.49	\$5,348.49	\$5,348.49
	<i>1-5</i>	<i>Male</i>	\$1,001.96	\$1,001.96	\$1,001.96
		<i>Female</i>	\$1,174.73	\$1,174.73	\$1,174.73
	<i>6-14</i>	<i>Male</i>	\$250.95	\$250.95	\$250.95
		<i>Female</i>	\$414.62	\$414.62	\$414.62
	<i>15-20</i>	<i>Male</i>	\$240.66	\$240.66	\$240.66
		<i>Female</i>	\$387.33	\$387.33	\$387.33
	<i>21-44</i>	<i>Male</i>	\$1,312.53	\$1,030.76	\$1,074.50
	<i>21-44</i>	<i>Female</i>	\$1,274.69	\$1,001.04	\$1,043.52
	<i>45-64</i>	<i>Male</i>	\$2,052.17	\$1,611.61	\$1,680.00
	<i>45-64</i>	<i>Female</i>	\$2,119.13	\$1,664.19	\$1,734.82
<i>ACG—adjusted cells</i>					
<i>ACG 100, 200, 300, 1100, 1300, 1400, 1500, 1600, 1710, 1711, 1712, 1720, 1721, 1722, 1730, 1731, 1732, 1900, 2400, 2600, 2900, 3400, 5100, 5110, 5200, 5310</i>	<i>RAC 10</i>	<i>Both</i>	\$302.08	\$237.23	\$247.30
<i>ACG 400, 500, 700, 900, 1000, 1200, 1740, 1741, 1742, 1750, 1751, 1752 1800, 2000, 2100, 2200, 2300, 2500, 2700, 2800, 3000, 3100, 3200, 3300, 3500, 3900, 4000, 4310, 5330</i>	<i>RAC 11</i>	<i>Both</i>	\$364.45	\$286.21	\$298.35
<i>ACG 600, 1760, 1761, 1762, 3600, 3700, 4100, 4320, 4410, 4710, 4810, 4820</i>	<i>RAC 12</i>	<i>Both</i>	\$687.15	\$539.63	\$562.53
<i>ACG 3800, 4210, 4220, 4330, 4420, 4720, 4910, 5320</i>	<i>RAC13</i>	<i>Both</i>	\$773.79	\$607.67	\$633.46
<i>ACG 800, 4430, 4510, 4610, 5040, 5340</i>	<i>RAC14</i>	<i>Both</i>	\$988.18	\$776.04	\$808.97
<i>ACG 1770, 1771, 1772, 4520, 4620, 4830, 4920, 5050</i>	<i>RAC15</i>	<i>Both</i>	\$1,383.14	\$1,086.20	\$ 1,132.30
<i>ACG 4730, 4930, 5010</i>	<i>RAC16</i>	<i>Both</i>	\$1,502.52	\$1,179.96	\$1,230.03
<i>ACG 4940, 5020, 5060</i>	<i>RAC17</i>	<i>Both</i>	\$2,013.67	\$1,581.37	\$1,648.48

ACG 5030, 5070	RAC 18	Both	\$3,402.74	\$2,672.24	\$2,785.64
Persons with AIDS	All	Both	\$2,479.45	\$1,615.04	\$1,615.04
Persons with HIV	All	Both	\$1,783.16	\$1,783.16	\$1,783.16

(c) Rate Table for Supplemental Payment for Delivery/Newborn, Effective January 1, 2014—December 31, 2014.

	Age	Gender	PMPM Baltimore City	PMPM Allegany, Frederick, Garrett, Montgomery, Prince George's and Washington Counties	PMPM Rest of State
<i>Supplemental Payment Cells</i>					
Delivery/Newborn-all births except live birth weight 1,500 grams or less	All	Both	\$13,905.99	\$10,723.41	\$11,679.32
Delivery/Newborn-live birth weight 1,500 grams or less	All	Both	\$77,554.69	\$77,554.69	\$77,554.69
Delivery/Newborn by same enrollee-subsequent live birth weight 1,500 grams or less	All	Both	\$13,905.99	\$10,723.41	\$11,679.32

(d) Rate Table for Expansion Population, Effective January 1, 2014—December 31, 2014.

	PMPM Baltimore City	PMPM Rest of State
Under 45 Male	\$484.58	\$443.10
Under 45 Female	\$604.92	\$553.14
45-64 Male	\$838.34	\$766.58
45-64 Female	1,007.35	921.12

[(d)] (e)—[(g)] (h) (text unchanged)
(5) (text unchanged)
C.—D. (text unchanged).

JOSHUA M.SHARFSTEIN, MD
Secretary of Health and Mental Hygiene

Title 12

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES

Subtitle 10 CORRECTIONAL TRAINING COMMISSION

12.10.01 General Regulations

Authority: Correctional Services Article, §8-208, Annotated Code of Maryland

Notice of Proposed Action

[14-107-P]

The Secretary of Public Safety and Correctional Services, in cooperation with the Correctional Training Commission, proposes to amend Regulations .02 and .05 under **COMAR 12.10.01 General Regulations**. This action was considered by the Correctional Training Commission at a public meeting held on January 15, 2014.

Statement of Purpose

The purpose of this action is to establish requirements for an agency head to report to the Correctional Training Commission:

(1) Information discovered as part of a criminal history background check that reveals an applicant for a mandated position has served a term of incarceration for a conviction of a misdemeanor offense or, as a condition of probation, for a felony or misdemeanor; and

(2) When an individual certified in a mandated position serves a term of incarceration for conviction of a misdemeanor offense or as a condition of probation for a felony or misdemeanor.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Thomas C. Smith, Director - Policy Process and Review, Maryland Police and Correctional Training Commissions, 6852 4th Street, Sykesville, MD 21784, or call 410-875-3605, or email to tcsmith@dpscs.state.md.us, or fax to 410-875-3584. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

Open Meeting

Final action on the proposal will be considered by the Correctional Training Commission during a public meeting to be announced.

.02 Processing and Reporting Employment Status.

A. — B. (text unchanged)

C. Notification of Change in Employment or Certification Status.

(1) — (3) (Text unchanged)

(4) Criminal Charges.

(a) An agency head shall notify the Commission when a mandated employee [is]:

(i) [Convicted] *Is convicted* of a felony;

(ii) [Convicted] *Is convicted* of a misdemeanor punishable by imprisonment for 1 year or more; [or]

(iii) *Serves a term of incarceration for a conviction of a misdemeanor offense;*

(iv) *Serves a term of incarceration as a condition of probation for a felony or misdemeanor criminal offense; or*

[(iii)] (v) [Separated] *Is separated* from employment with a correctional unit or from a mandated position while criminal charges filed against the employee were pending and any pending charge was a felony or misdemeanor punishable by imprisonment for 1 year or more.

(b) — (c) (text unchanged)

(5) (text unchanged)

.05 Background Investigation and Criminal History Record Checks.

A. (text unchanged)

B. Criminal History Record Checks and Fingerprints.

(1) — (3) (text unchanged)

(4) Record of Criminal Conviction.

(a) [If the] *The agency head shall include with the AFC* results of the National Crime Information Center check or the local, State, or national fingerprint check *that reveal [that] an applicant has [been]:*

(i) *Been convicted or otherwise found guilty of a felony[, or a misdemeanor for which a sentence of imprisonment for 1 year or more may be imposed, the agency head shall include available information concerning the conviction with the AFC.];*

(ii) *Been convicted or otherwise found guilty of a misdemeanor for which a sentence of imprisonment of 1 year or more may be imposed;*

(iii) *Served a term of incarceration for a conviction of a misdemeanor offense; or*

(iv) *Served a term of incarceration as a condition of probation for a felony or misdemeanor criminal offense.*

(b) — (c) (text unchanged)

GREGG L. HERSHBERGER

Secretary of Public Safety and Correctional Services

Subtitle 10 CORRECTIONAL TRAINING COMMISSION

12.10.01 General Regulations

Authority: Correctional Services Article, §8-208, Annotated Code of Maryland

Notice of Proposed Action

[14-106-P]

The Secretary of Public Safety and Correctional Services, in cooperation with the Correctional Training Commission, proposes to amend Regulation .09 under **COMAR 12.10.01 General Regulations**. This action was considered by the Correctional Training Commission at a public meeting on January 15, 2014.

Statement of Purpose

The purpose of this action is to remove the current option for 88 hours of entrance-level training for mandated employees classified as institutional support staff and make current 160 hours of entrance-level training mandatory, thereby aligning policy with actual practice.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Thomas C. Smith, Director — Policy and Process Review, Maryland Police and Correctional Training Commissions, 6852 4th Street Sykesville, MD 21784, or call 410-875-3605, or email to tcsmith@dpscs.state.md.us, or fax to 410-875-3584. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

Open Meeting

Final action on the proposal will be considered by Correctional Training Commission during a public meeting to be announced.

.09 Minimum Standards for Mandated Employee Entrance-Level Training.

A. — B. (text unchanged)

C. Correctional Officer [and], Classification Counselor, and Institutional Support Staff — Entrance-Level Training Requirements.

(1) Commission-approved entrance-level training for a mandated position classified as a correctional officer [or], classification counselor, or institutional support staff is a minimum of 160 hours.

(2) Commission-approved entrance-level training for a mandated position classified as a correctional officer [or], classification counselor, or institutional support staff shall include the following subject areas:

(a) — (e) (text unchanged)

[D. Institutional Support Staff — Entrance-Level Training Requirements.

(1) Commission-approved entrance-level training for a mandated position classified as institutional support staff requires an individual to successfully complete entrance-level training:

(a) Required under §C of this regulation; or

(b) Required under §D(2) of this regulation.

(2) Commission-approved entrance-level training for a mandated position classified as institutional support staff is a minimum of 88 hours and shall include the subject areas required under §C(2) of this regulation.]

[E.] D. — [L.] H. (text unchanged)

GREGG L. HERSHBERGER
Secretary of Public Safety and Correctional Services

Title 13B MARYLAND HIGHER EDUCATION COMMISSION

Subtitle 01 NONPUBLIC SCHOOLS

13B.01.01 Minimum Requirements for Private Career Schools

Authority: Education Article, §§11-105(u) and 11-201, Annotated Code of Maryland

Notice of Proposed Action

[14-096-P]

The Maryland Higher Education Commission proposes to amend Regulation .04 under **COMAR 13B.01.01 Minimum Requirements for Private Career Schools**. This action was considered by the Commission at an open meeting held on February 26, 2014, notice of which was given as required by State Government Article, §10-506(c), Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to provide for real estate private career schools to receive approval for satellite classrooms and provide the requirements for receiving that approval.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Dr. Shawna Acker-Ball, Director, Academic Affairs, Maryland Higher Education Commission, 6 N Liberty Street, Baltimore, MD 21201, or call 410-767-3268, or email to sackerball@mhec.state.md.us, or fax to 410-332-0270. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

04. School Approval Process.

A.—D. (text unchanged)

E. New Locations—Additional Locations and Changes in Location.

(1)—(4) (text unchanged)

(5) *Satellite Classrooms.*

(a) *In this subsection, “satellite classroom” means an additional instructional space geographically separated from a real estate school’s approved location.*

(b) *A real estate school approved to offer a real estate salesperson prelicensing program may establish one or more satellite classrooms to offer its approved program in the approved manner with qualified instructors without the prior approval of the Secretary.*

(c) *A satellite classroom shall be:*

(i) *Located only in an established real estate office or other recognized place of business conducive to classroom instruction; and*

(ii) *Used only for the purpose of instruction.*

(d) *Each real estate school establishing a satellite classroom shall:*

(i) *Maintain a complete list of all satellite classrooms, identifying each classroom by business name and address;*

(ii) *Submit the complete list with the school’s annual report each year, stating whether the satellite classroom was used during the reporting year;*

(iii) *Limit total student enrollment at its approved location and all satellite classrooms to the maximum enrollment approved by the Secretary; and*

(iv) *Maintain all student records from its satellite classrooms at the school’s approved location.*

DANETTE GERALD HOWARD, Ph.D.
Secretary of Higher Education

Subtitle 02 ACADEMIC REGULATIONS

13B.02.02 Minimum Requirements for In-State Degree-Granting Institutions

Authority: Education Article, §§11-105(u) and 11-201, Annotated Code of Maryland.

Notice of Proposed Action

[14-092-P]

The Maryland Higher Education Commission proposes to amend Regulation .16 under **COMAR 13B.02.02 Minimum Requirements for In-State Degree-Granting Institutions**. This action was considered by the Commission at an open meeting held on February 26, 2014, notice of which was given as required by the State Government Article, §10-506(c), Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to update regulations relating to graduation requirements and competency-based education at institutions of higher education.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Dr. Shawna Acker-Ball, Director, Academic Affairs, Maryland Higher Education Commission, 6 N. Liberty St., 10th Floor, Baltimore, MD 21201, or call 410-767-3268, or email to sackerball@mhec.state.md.us, or fax to 410-332-0270.

Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.16 Graduation Requirements.

A. Associate Degree.

(1)—(2) (text unchanged)

[(3) A student shall earn at least 30 credit hours by direct instruction for conferral of a degree.]

[(4)] (3)—[(5)](4) (text unchanged)

B. Baccalaureate Degree.

(1)— (2) (text unchanged)

[(3) A student shall earn, by direct instruction, at least 60 credit hours required for the conferral of the baccalaureate degree.]

[(4)] (3)—[(5)] (4) (text unchanged)

C.—G. (text unchanged)

[H. Credit for Prior Learning.

(1) An in-State institution may not award more than 1/2 the number of credit hours required for graduation, regardless of the method of assessing the credit hours, for prior learning or experience.

(2) An institution may award credit hours for prior learning or experience based upon successful completion of an acceptable standardized examination such as the College Level Examination Program.

(3) An institution may not award more than:

(a) 30 credit hours of the minimum 120 credit hours required for the baccalaureate degree or a proportional amount of a greater number of credit hours; or

(b) 15 credit hours of the minimum 60 credit hours required for the associate degree or a proportional amount of a greater number of credit hours for prior learning awarded based on examinations developed by the institution and on portfolio assessments.

(4) An institution shall have on file copies of whatever examinations, test results, portfolios, and portfolio assessment reviews are used for the award of credit hours for prior learning. Faculty of the institution in the appropriate discipline shall conduct the assessment. The institution shall maintain the results of the assessments in the student's academic file.]

H. Credit for Competency-Based Education.

(1) An institution may award credit hours for competency-based education, such as credit for prior learning or demonstration of skills and knowledge in specific areas, based on:

(a) Successful completion of an acceptable standardized examination such as the College Level Examination Program;

(b) An examination developed by the institution;

(c) A portfolio assessment; or

(d) Another assessment method approved by the Secretary to demonstrate competencies.

(2) An institution that awards credit for competency-based education shall follow nationally accepted standards for the notation of such credit on a student's transcript.

(3) Institutional Policy.

(a) An institution that awards credit for competency-based education shall submit to the Secretary a written policy that articulates standards for the assessment and awarding of credit hours to students.

(b) The institution shall:

(i) Develop and approve the policy through appropriate governance channels, including seeking input from students and faculty;

(ii) Submit the policy to the Secretary for approval;

(iii) Review and update the policy at least every 3 years to ensure that it reflects current practice; and

(iv) Resubmit the policy to the Secretary for approval when changes are made.

(c) The Secretary shall:

(i) Review the institution's policy;

(ii) Approve the policy if the Secretary determines that the policy is complete and that all assessment methods will be effective for assessing students' competencies; and

(iii) Maintain the written policy on file at the Commission.

(d) An institution may not implement its policy until it receives the Secretary's written approval.

(4) Faculty of the institution in the appropriate discipline shall conduct each assessment.

(5) Maintenance of Copies.

(a) An institution shall maintain copies of all examinations, test results, portfolios, portfolio assessment reviews, and other methods approved by the Secretary to assess learning for the award of credit hours for competency-based education.

(b) The copies shall be maintained for 1 year after a student graduates or for 5 years after a student was last enrolled, as applicable.

(6) Report to Secretary.

(a) Where graduates of an institution earn more than half of the credit hours toward their degree or certificate program through competency-based education, the institution shall submit an annual report to the Secretary.

(b) The report shall be:

(i) In the form required by the Secretary; and

(ii) Submitted by October 1st of each year for the prior academic year.

(c) The report shall detail:

(i) The number of degrees and certificates awarded in this manner;

(ii) The number of credits for competency-based education granted per degree or certificate awarded; and

(iii) The methods used for assessing and awarding credit for competency-based education.

I.—O. (text unchanged)

DANETTE GERALD HOWARD, Ph.D.
Secretary of Higher Education

Title 14

INDEPENDENT AGENCIES

Subtitle 31 OFFICE FOR CHILDREN

14.31.05 Licensing and Monitoring of Residential Child Care Programs

Authority: [Article 41, §§6-101 and 6-104; Article 83C, §§2-102, 2-104, 2-113, 2-120, and 2-123—2-125;] Education Article, §§8-301—8-303 and 8-401—8-417; Family Law Article, §§5-506, 5-508, 5-509, and 5-510; Health-General Article, §§2-104, 7-904, 8-404, 10-922, and 10-924; Health Occupations Article, §20-302; Human Services Article, §§2-209, 2-212, 9-203, 9-204, 9-221, 9-231, 9-234, and 9-235; Annotated Code of Maryland

Notice of Proposed Action

[14-094-P]

The Secretary of Health and Mental Hygiene, the Secretary of Human Resources, the Secretary of Juvenile Services, and the Superintendent of Schools with the Executive Director of the Governor's Office for Children propose to amend Regulations .08 and .09 under **COMAR 14.31.05 Licensing and Monitoring of Residential Child Care Programs**. For administrative convenience, because these proposed regulations are being jointly proposed, the amended regulations would appear in the title for the existing regulations for the Governor's Office for Children.

Statement of Purpose

The purpose of this action is to clarify the circumstances in which the licensing agency may choose to issue either corrective actions or sanctions on a program that is deficient in meeting the requirements of the regulations under this subtitle.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Anne Sheridan, Executive Director, Governor's Office for Children, 301 West Preston Street, Baltimore, MD 21201, or call 410-767-6211, or email to anne.sheridan@maryland.gov, or fax to 410-333-5248. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.08 Corrective Actions.

A. If the licensing agency determines through its monitoring and evaluation activities that a program is deficient in meeting the licensing requirements of this chapter, COMAR 14.31.06, or COMAR 14.31.07, *and* the licensing agency *chooses to require a corrective action plan*, it shall:

- [(1) Assess the seriousness of the deficiencies;
- (2) Require the program to develop a corrective action plan;]
- [(3)] (1) — [(5)] (3) (text unchanged)

[(6)] (4) Conduct periodic monitoring of any program for which it required a corrective action plan:

- (a) (text unchanged)

(b) To evaluate the program's viability as it is affected by the licensing agency's action[; and].

[(7) Impose sanctions under Regulation .09 of this chapter, as appropriate, if the deficiencies are not remedied through implementation of corrective actions.]

B. Upon determining that corrective actions are required to remedy deficiencies, the licensing agency shall give written notice to the program including:

- (1) (text unchanged)
- (2) A description of [the sanction] *any sanctions to be imposed*;

and

- (3) (text unchanged)

C. — E. (text unchanged)

.09 Sanctions.

A. Causes for Sanctions. [The licensing agency may impose sanctions upon a program for:]

(1) [Violations] *The licensing agency may impose sanctions on a program, regardless of whether a corrective action plan is required in accordance with Regulation .08A of this chapter, for violations of the regulations of this chapter, COMAR 14.31.06[,] or 14.31.07, or any combination of these.*

(2) *Sanctions may also be imposed for:*

(a) Misrepresentations of fact to the licensing agency, a placing agency, the Office for Children, or the Interagency Rates Committee;

[(3)] (b) — [(6)] (e) (text unchanged)

B. — F. (text unchanged)

ANNE SHERIDAN
Executive Director
Governor's Office for Children

Subtitle 31 OFFICE FOR CHILDREN

14.31.06 Standards for Residential Child Care Programs

Authority: Education Article, §§8-301 — 8-303 and 8-401 — 8-417; Family Law Article, §§5-506, 5-508, 5-509, and 5-510; Health-General Article, §§2-104, 7-904, 8-404, 10-922, and 10-924; Health-Occupations Article, §20-302; Human Services Article, §§2-209, 2-212, 9-203, 9-204, 9-221, 9-231, 9-234, and 9-235; Annotated Code of Maryland

Notice of Proposed Action

[14-098-P]

The Secretary of Health and Mental Hygiene, the Secretary of Human Resources, the Secretary of Juvenile Services, and the Superintendent of Schools with the Executive Director of the Governor's Office for Children propose to amend Regulations .17 and .18 under COMAR 14.31.06 **Standards for Residential Child Care Programs**. For administrative convenience, because these proposed regulations are being jointly proposed, the amended regulations would appear in the title for the existing regulations for the Governor's Office for Children.

Statement of Purpose

The purpose of this action is to align the regulations for the Residential Child Care Programs with uniform licensing and monitoring practices and to clarify minimum standards of safety for children with intensive needs.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Anne Sheridan, Executive Director, Governor's Office for Children, 301 West Preston Street, Baltimore, MD 21201, or call 410-767-6211, or email to anne.sheridan@maryland.gov, or fax to 410-333-5248. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.17 Admission, Individual [Service] Plan of Care, Behavior Intervention Plan, and Discharge.

A. General Requirements.

(1) The licensee shall have and follow written policies regarding:

- (a) Admission;
- (b) Individual [service planning] *plan of care*;
- (c) Behavior [planning] *intervention plan*; [and]
- (d) *Behavior support services*; and
- [(d)] (e) (text unchanged)

(2) The licensee shall form a team comprised of at least the following individuals to participate in the:

(a) [admission] *Admission* process[, the development of the individual service plan, the behavior plan, and the discharge plan];

[(a)] (i) — [(b)] (ii) (text unchanged)

[(c)] The child's parent, if consistent with the child's permanency plan; and]

[(d)] (iii) Unless clearly inappropriate, the child[.]; and

(iv) If appropriate, the child's parent or legal guardian; and

(b) Development of the individual plan of care and the discharge plan:

(i) A representative designated by the placing agency;

(ii) A human service professional from the program considering the admission;

(iii) Program staff responsible for the care and supervision of the child;

(iv) The child's parent or legal guardian, if consistent with the child's permanency plan; and

(v) Unless clearly inappropriate, the child.

(3) [The] Each team shall:

(a) Document those present and participating [in the admission process and the development of the individual service plan, the behavior plan, and the discharge plan]; and

(b) (text unchanged)

B. Admission.

(1) The licensee shall include in its admission policy a:

(a) Statement of nondiscrimination consistent with Title VII of the Civil Rights Act and [Article 49B of the] *State Government Article, Title 20*, Annotated Code of Maryland;

(b) Provision for an [evaluation] *assessment* to determine the child's needs and the licensee's ability to meet them; and

(c) Method for notifying, when appropriate, a child's parent or legal guardian if the child is self-admitted.

(2) (text unchanged)

(3) The licensee may not admit into care:

(a) [more] More children than the number specified in its license[.];

(b) Children outside of the age range specified in the license; or

(c) Children not of the gender specified in the license.

(4) In order to admit a child whose characteristics and needs do not fit the profile approved by the licensing agency, the licensee shall document that it has:

(a) (text unchanged)

(b) Requested written documentation of the licensing agency's permission within 5 days of the child's placement, which describes:

(i) (text unchanged)

(ii) [Accommodations made in the placement to] *How the program will ensure adequate and appropriate care for the child.*

(5) Except for emergency placements, the licensee shall admit a child only upon receipt of at least:

(a) (text unchanged)

(b) A health history that is not older than 6 months, including, if applicable, a list of currently prescribed medications;

(c) — (f) (text unchanged)

(g) Emergency telephone numbers to contact the child's parent or legal guardian;

(h) [A] If applicable, a document that specifies a guardian or custodian of the child other than the [natural] *biological* parent;

(i) (text unchanged)

(j) Authorizations necessary for providing care, including:

(i) Medical, dental, and [mental] *behavioral* health authorizations for routine and emergency care;

(ii) — (iii) (text unchanged)

(6) — (8) (text unchanged)

(9) Within 3 days after admission, the licensee shall include in a child's individual case record:

(a) A preliminary, individualized assessment of the child's needs performed by a human service professional;

(b) A safe environment plan; and

(c) Any document listed in §B(4) of this regulation not received before the child's placement.

C. Individual [Service] Plan of Care. The licensee shall require the team convened pursuant to §A(2)(b) of this regulation:

[(1)] Within 3 days after admission, include in a child's individual case record:

(a) A preliminary assessment of the child's needs; and

(b) Any document listed in §B(4) of this regulation not received before the child's placement; and

(2) (1) [Within] To develop for each child, within 30 days after admission, [develop for each child] an individual [service] plan of care that [identifies] includes:

(a) (text unchanged)

(b) [A] If appropriate, a behavior intervention plan[, if appropriate] as defined in §D of this regulation;

(c) — (e) (text unchanged)

(f) Documentation indicating [that] whether or not the child[, child's advocates, guardian, and family, when appropriate, have been involved in, informed of, and agree] and parent or legal guardian agree with the plan;

(g) — (l) (text unchanged)

(m) Vocational training; [and]

(n) The placing agency's permanency plan; and

[(n)] (o) Other areas as appropriate; and

[(3)] (2) [Assure that the individual service plan is:] To execute the:

(a) [Reviewed] Review and [updated] update of every child's individual plan of care at least every 90 days;

(b) [Modified] Modification of the individual plan of care as required by the child's needs, interests, and circumstances; and

(c) [Provides documentation] Documentation of monthly progress toward achievement of goals and estimated length of stay.

D. Behavior Plan.

(1) [A] The licensee shall [ensure that] have a comprehensive written policy that identifies the process by which a behavior intervention plan is [developed for each child for whom it is required] determined to be appropriate.

(2) The licensee shall [develop each] ensure that a behavior intervention plan [in collaboration with a team that may include] is developed for each child for whom it is appropriate that includes:

[(a)] A human services professional;

(b) A Maryland licensed physician; or

(c) A Maryland licensed or certified professional counselor, who shall have training and experience in applied behavior analysis.

(3) The behavior plan shall:]

(a) [Be based on and include an] An assessment of each challenging behavior as identified in the individual [service] plan of care;

(b) A description of the function of current behaviors including their frequency and severity;

[(b)] (c) [Specify the] The behavioral objectives for the child including:

[(c)] Include:

(i) A description of the hypothesized function of current behaviors including their frequency and severity;]

[(ii)] (i) — [(iv)] (iii) (text unchanged)

[(v)] (iv) Identification of the individual or individuals responsible for monitoring the behavior intervention plan;

[(vi)] (v) The data to be collected to assess progress towards meeting the behavior *intervention* plan's objectives;

[(vii)] (vi) Documentation [of each] *for the* use of physical restraint, the reason for its use, and the length of time used; and

[(viii)] (vii) For licensees of the Department of Health and Mental Hygiene, documentation [of each] *for the* use of mechanical restraint, the reason for its use, and the length of time used;

(d) — (e) (text unchanged)

[(4)] (3) Before implementation, the licensee shall ensure that each behavior *intervention* plan that includes the use of restraints includes the written informed consent of:

(a) (text unchanged)

(b) The child's parent or *legal guardian*, when appropriate; and

(c) The placing agency's [designated contact for the case] *designee*.

[(5)] (4) If the program is licensed to serve children with developmental disabilities, each behavior *intervention* plan that includes the use of restraints shall be approved by the standing committee established under COMAR 14.31.07.08 before the plan's implementation.

E. Behavior Support Services.

(1) A licensee who contracts for behavior support services *as determined by the behavior intervention plan* shall ensure that its contractor:

(a) — (b) (text unchanged)

(2) (text unchanged)

(3) In addition to the training requirements in COMAR 10.22.02.10—.11 for licensees of the Department of Health and Mental Hygiene and the training and requirements of this chapter, the licensee shall ensure that staff who provide behavior support services, before being assigned independent duties, receive training in the:

(a) (text unchanged)

(b) Use of a specific behavior management technique as outlined in the child's behavior *intervention* plan.

F. Discharge. [The licensee shall:]

(1) *For planned discharges, the licensee shall:*

[(1)] (a) Except for emergency shelter placement, and at least 30 days before a planned discharge, prepare a discharge plan which includes:

[(a)] (i) The name, address, telephone number, and relationship of the individual with whom the child will be residing upon discharge;

[(b)] (ii) A statement of unmet identified and continuing needs *including but not limited to behavioral and somatic health, education, family and peer relationships, employment, behavior, medications, and recommendation for follow-up treatment*; and

[(c)] The placing agency's designated contact for the case;

(2) (b) Within 30 calendar days after discharge, submit to the placing agency a discharge summary which includes:

[(a)] (i) A final summary of the child's performance in the program;

[(b)] (ii) A summary of the child's health, dental, *optical*, and [mental] *behavioral* health records; and

[(c)] (iii) A summary of services provided to the child[; and], *including behavioral and somatic health, education, family and peer relationships, employment, behavior, medications, and recommendation for follow-up treatment*.

[(d)] The licensee's recommendations for continuing services; and

(3) Provide as much prior notice as possible to the placing agency and the parent whenever an unplanned discharge occurs.]

(2) *For unplanned discharges, the licensee shall:*

(a) *Provide at least 72 hours' notice to the placing agency unless there is imminent risk of harm to self or others;*

(b) *At the time of discharge, provide to the placement agency a discharge plan which includes:*

(i) *Specific details of the reason for discharge; and*

(ii) *A statement of unmet and continuing needs; and*

(c) *Within 30 calendar days after discharge, submit to the placing agency a discharge summary which includes:*

(i) *A final summary of the child's performance in the program;*

(ii) *A final summary of the child's medical, dental, optical, and behavioral health records; and*

(iii) *A summary of services provided to the child.*

.18 Reports and Records.

A. General Requirements. The licensee shall:

(1) Submit reports and maintain records as directed by the licensing and [placing] *contracting* agencies in order to ensure compliance with these regulations and other federal and State laws; and

(2) (text unchanged)

B. Confidentiality of Records. The licensee shall:

(1) *Have and follow written procedures for the maintenance and security of individual case records and health records in accordance with State and federal law, which include:*

(a) *The identity of the staff persons responsible for the custody and maintenance of the records;*

(b) *A prohibition on the release of records except in accordance with law or contractual obligation; and*

(c) *A notice that employees may not disclose or knowingly permit the disclosure of any information concerning the child or the child's family to any unauthorized person;*

(2) *Destroy records, in accordance with timelines established by State and federal law, in a manner that will preserve their confidentiality; and*

(3) *Ensure that if the program's parent corporation dissolves, its individual case records concerning children served by the program are given to the placing agency.*

[B.] C. (text unchanged)

ANNE SHERIDAN

Executive Director

Governor's Office for Children

Title 26

DEPARTMENT OF THE ENVIRONMENT

Subtitle 11 AIR QUALITY

26.11.13 Control of Gasoline and Volatile Organic Compound Storage and Handling

Authority: Environment Article, §§1-101, 1-404, 2-101—2-103, 2-301—2-303, 10-102, and 10-103, Annotated Code of Maryland

Notice of Proposed Action

[14-108-P]

The Secretary of the Environment proposes to amend Regulations .04 and .05 under **COMAR 26.11.13 Control of Gasoline and Volatile Organic Compound Storage and Handling**.

Statement of Purpose

The purpose of this action is to provide an alternative equivalent vapor recovery method for the transfer of high vapor pressure materials and to amend incorrect references.

This action will be submitted to the U.S. Environmental Protection Agency (EPA) for approval as part of Maryland's State Implementation Plan.

Background

COMAR 26.11.13.04 establishes requirements for the use of automatic disconnections for the transfer of gasoline and VOCs with a total vapor pressure greater than 1.5 psia. Automatic disconnections are typically referred to in the industry as dry disconnects. Affected sources in Maryland do use dry disconnects on transfer equipment used for the handling of gasoline and fuel grade ethanol products (which have vapor pressures of greater than 1.5 psia). These products are typically transported in tank trucks meeting the U.S. Department of Transportation (US DOT) specifications as a MC306 or MC406 type cargo tank. The fuel industry has adopted the use of dry disconnect fittings for loading and unloading hose applications. Affected sources are limited to using dry disconnects on these products to accommodate the tank truck connection fittings on the MC306/406 cargo tanks.

The handling of other flammable liquids in tank trucks is not so clearly defined for the loading connections. These products are handled in US DOT MC407 cargo tanks. The motor carrier and chemical industries do not have an industry standard for the hose connections and trailer fittings beyond regulated safety venting devices. Sources that transfer fuels and liquids do not operate the motor carrier fleets or direct or coordinate the tank truck set up or maintenance. As such affected sources are required to have a high degree of flexibility as to the product and vapor return connections necessary to safely transfer the ordered product. The daily variation for tank truck connection type and size make the development of a standard transfer hose connection challenging. Many motor carriers use a variation of a cam lock "quick connector" type fitting to allow them to meet the end receiver transfer connections. Affected sources in Maryland maintain an inventory of the most commonly used connections to meet daily operating conditions.

Affected sources in Maryland typically only transfer one product with a vapor pressure greater than 1.5 psia at a Baltimore facility. This product is hexane, for which typically approximately 1.5 million gallons are transferred annually. This product is transferred using vapor balance, which has an estimated combined capture and control efficiency of 98.7 percent using EPA AP-42 factors. The total volatile

organic compounds (VOC) emissions associated with this transfer are estimated as approximately 114 pounds.

This transfer quantity equates to approximately 53 tank cars of material, and approximately 215 truckloads of material. The tank trucks that are used to transport this material are not equipped with fittings that will accommodate dry disconnects. Because these tank trucks are not owned or operated by transfer facilities, it is outside of affected sources control to equip the tank trucks with such fittings.

Sources Affected and Location

The amendments affect the TRANSFLO Terminal Services, Inc. facility located in Baltimore City.

Requirements

The amendments provide an alternative equivalent vapor recovery method for the transfer of high vapor pressure materials that must be approved by the Department and the EPA.

Expected Emissions Reductions

Minimal emission reductions from existing sources in Maryland are expected as a result of adopting the proposed amendments. Air quality emission benefits will continue to be maintained with the help of custom procedures in place as an alternative to the use of dry disconnects for the transfer of high vapor pressure materials. The affected facility has developed a custom transloading operation for high vapor pressure materials such as hexane that involves an elevated platform, vapor balance and a "fail-closed" configuration which turns off the pump and ceases flow should there be a leaking connection, valve, or hose. Liquid pump(s) are used to empty the hoses upon completion of the transfer operation which minimizes releases to the environment (i.e., spills and evaporation).

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

The Department of the Environment will hold a public hearing on the proposed action on June 3, 2014 at 10 a.m. at the Department of the Environment, 1800 Washington Boulevard, 1st Floor Conference Rooms, Baltimore, Maryland 21230-1720. Interested persons are invited to attend and express their views. Comments may be sent to Randy Mosier, Chief, Regulation Development Division, Air and Radiation Management Administration, Department of the Environment, 1800 Washington Boulevard, Suite 730, Baltimore, Maryland 21230-1720, or emailed to randy.mosier@maryland.gov. Comments must be received not later than June 3, 2014, or be submitted at the hearing. For more information, call Randy Mosier at (410) 537-4488.

Copies of the proposed action and supporting documents are available for review at the following locations:

- The Department of the Environment's website at: http://www.mde.state.md.us/programs/regulations/air/Pages/req_comments.aspx
- The Air and Radiation Management Administration;
- Regional offices of the Department in Cumberland and Salisbury;

- All local air quality control offices; and
- Local health departments in those counties not having separate air quality control offices.

Anyone needing special accommodations at the public hearing should contact the Department's Fair Practices Office at (410) 537-3964. TTY users may contact the Department through the Maryland Relay Service at 1-800-735-2258.

.04 Loading Operations.

A. Bulk Gasoline Terminals.

(1) — (2) (text unchanged)

(3) Test Procedures.

(a) Testing for leak-tight conditions, as required in §A(1)(b)(ii) of this regulation, shall be conducted as prescribed in Method 1008 of the Department's Technical Memorandum 91-01, "Test Methods and Equipment Specifications for Stationary Sources" [(January 1991)], *as amended through Supplement 3 (October 1, 1997)*, which is incorporated by reference in COMAR 26.11.01.04C.

(b) The test procedures to determine mass emission rate compliance as required in §A(1)(a) of this regulation, shall be as prescribed in Method 1009 of the Department's Technical Memorandum 91-01, "Test Methods and Equipment Specifications for Stationary Sources" [(January 1991)], *as amended through Supplement 3 (October 1, 1997)*, which is incorporated by reference in COMAR 26.11.01.04C.

B. — D. (text unchanged)

E. Alternative Compliance Procedures. In lieu of satisfying the requirements of §D(1) of this regulation, a person may instead utilize:

(a) An overhead loading rack installation which transfers VOC other than gasoline having a TVP of 1.5 psia (10.3 kilonewtons/square meter) from railroad tank car to tank trucks, or vice versa, using drip pans and other spill control equipment to limit the release of any product during post loading disconnections and any one of the following control practices or combination thereof:

(i) Walking the hose clear of fluids;

(ii) Running a pump to clear the line of fluids; or

(iii) Application of inert gas to clear the line of fluids; or

(b) An alternative equivalent vapor containment method approved by the Department and the EPA as a revision to the Maryland State Implementation Plan.

.05 Gasoline Leaks from Tank Trucks.

A. (text unchanged)

B. Method of Compliance. A person who owns or operates a gasoline tank truck subject to this regulation shall:

(1) (text unchanged)

(2) Use the certification test procedures as prescribed in Method 1007 of the Department's Technical Memorandum 91-01, "Test Methods and Equipment Specifications for Stationary Sources" [(January 1991)], *as amended through Supplement 3 (October 1, 1997)*, which is incorporated by reference in COMAR 26.11.01.04C; and

(3) (text unchanged)

C. Determination of Compliance.

(1) (text unchanged)

(2) The Department may at any time monitor gasoline tank trucks for leak-tight conditions using the procedures described in Method 1008 of the Department's Technical Memorandum 91-01, "Test Methods and Equipment Specifications for Stationary Sources", *January 1991, as amended through Supplement 3 (October 1, 1997)*, which is incorporated by reference in COMAR 26.11.01.04C.

D. (text unchanged)

ROBERT M. SUMMERS, Ph.D.
Secretary of the Environment

Title 33 STATE BOARD OF ELECTIONS

Subtitle 10 VOTING SYSTEMS — SYSTEM REQUIREMENTS AND PROCEDURES

33.10.02 AccuVote-TS

Authority: Election Law Article, §§2-102(b)(4), 2-202(b), 9-102(b) and (i), 11-308, and 11-403(a)(1), Annotated Code of Maryland

Notice of Proposed Action

[14-103-P]

The State Board of Elections proposes to amend Regulation **.07** under **COMAR 33.10.02 AccuVote-TS**. This action was considered by the State Board of Elections at its February 27, 2014, meeting, notice of which was given in accordance with State Government Article, §10-506(c), Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to clarify the procedure for determining the voting unit allocation to include the State Administrator with consultation with the local boards.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Erin Perrone, Administrative Assistant, State Board of Elections, P.O. Box 6486, Annapolis, MD 21401-0486, or call 410-269-2845, or email to erin.perrone@maryland.gov, or fax to 410-974-2019. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.07 Number of Voting Units; Privacy Booths.

A. Number of Voting Units Required.

(1) For a regularly scheduled primary or general election, the [local board shall provide each polling place with:

(a) The greater of:

(i) One voting unit for each 200 registered voters assigned to a precinct, plus an additional voting unit for every fractional part of that number; or

(ii) Two voting units; and

(b) At least one voting unit with accessible voting equipment] *State Administrator, in consultation with the local boards, shall determine the number of voting units assigned to each precinct.*

(2) For purposes of determining the voting unit allocation under §A(1) of this regulation, [a local board shall reduce the number of registered voters assigned to a precinct by the overall percentage of voters] the State Administrator [estimates will turn out during early voting] shall consider:

(a) *The estimated turnout for early voting and absentee voting;*

(b) *Historical turnout for each precinct;*

(c) *The length of the ballot; and*

(d) *Any other factor deemed to impact turnout and the length of time to vote.*

(3) (text unchanged)

B.—C. (text unchanged)

LINDA H. LAMONE
State Administrator of Elections

Subtitle 13 CAMPAIGN FINANCING

33.13.14 Public Financing

Authority: Election Law Article, §§2-102(b)(4) and 13-505(b)(7), Annotated Code of Maryland

Notice of Proposed Action

[14-102-P]

The State Board of Elections proposes to adopt new Regulations .01—.04 under a new chapter, **COMAR 33.13.14 Public Financing**. This action was considered by the State Board of Elections at its February 27, 2014, meeting, notice of which was given in accordance with State Government Article, §10-506(c), Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to establish policy to address public campaign financing for elective office of county government.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Erin Perrone, Administrative Assistant, State Board of Elections, P.O. Box 6486, Annapolis, MD 21401-0486, or call 410-269-2845, or email to erin.perrone@maryland.gov, or fax to 410-974-2019. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.01 Scope.

This chapter applies to the administration of public campaign financing for elective office of county government.

.02 Establishment.

A. *In General.* A county government may establish a system of public campaign financing to fund candidates for elective office of county government.

B. *Plan Submission.* No later than 1 year prior to the enactment of the system of public campaign financing, the county government shall submit the plan for the public financing system to the State Board for approval.

C. *Approval Required.* The county government may not implement a system of public campaign financing without the approval of the State Board.

D. *Plan Review.* Within 30 days of receipt of a plan, the State Board shall:

(1) Review the plan for conformity with State law and policy; and

(2) Notify the county government, in writing, that the plan is approved and conformed with State law and policy, or, if not approved, state the reasons the plan does not conform.

E. *Amended Plan Submission.* If the State Board does not approve the plan, the county government may submit an amended plan for a public financing system at least 6 months prior to the date the system would be in effect for the next election.

.03 In General.

A. *Establishment.* A candidate for local office seeking public campaign financing shall establish an authorized candidate campaign committee with the State Board for the exclusive purpose of accepting public funds for election to a county office.

B. *Qualification.* Prior to engaging in campaign finance activity relating to public financing, including receiving non-public contributions in order to qualify for public funds, the candidate shall:

(1) File with the State Board a Statement of Organization establishing an authorized candidate campaign committee for the exclusive use or purpose of accepting public funds;

(2) File with the State Board a notice of intent to qualify for public funds at the time of filing the Statement of Organization; and

(3) Cease all campaign finance activity using any other authorized candidate campaign committee affiliated with the candidate from the date that the candidate files the notice of intent to the date the candidate files the final report for the candidate's public funding campaign committee.

C. *Prohibitions.* A candidate who accepts public funds may not:

(1) Use any other authorized candidate campaign committee except for one established in §A of this regulation; or

(2) Be a member of a slate committee.

D. *Reports.* All campaign finance reports of the authorized candidate campaign committee established in §A of this regulation shall be filed at the State Board in the manner and method set forth in COMAR 33.13.03.02.

E. *Expenditure Limit.* An authorized candidate campaign committee of a candidate who accepts public funds may not expend, in the applicable election, any amount in excess of that permitted by law.

F. *Affiliation.* A candidate who accepts public funds may affiliate with any other candidate, including non-publicly financed candidates, on campaign material if:

(1) The authorized candidate campaign committee established in §A of this regulation makes a direct disbursement to the payee for its share of the costs of the campaign material; and

(2) The campaign material displays the authority line of the authorized candidate campaign committee established in §A of this regulation.

G. *Inactive Committees.* All authorized candidate campaign committees affiliated with the candidate, including any authorized candidate committees that have not filed a final report but are inactive during the election, shall continue to file campaign finance reports required by Election Law Article, §§13-304 and 13-309, Annotated Code of Maryland.

.04 Agency Responsibilities.

The State Board shall:

A. Prescribe all forms regarding campaign finance reporting;

B. Determine whether a candidate has qualified for public financing;

C. Determine whether a candidate has raised sufficient seed money to qualify to receive public funds, if seed money is required under the county's public financing system; and

D. Promptly after the gubernatorial general election, audit all campaign finance reports and other documents submitted by a publicly funded candidate.

LINDA H. LAMONE
State Administrator of Elections

Subtitle 17 EARLY VOTING

33.17.04 Early Voting Center Equipment and Materials

Authority: Election Law Article, §§2-102(b)(4) and 10-301.1(h), Annotated Code of Maryland

Notice of Proposed Action

[14-099-P]

The State Board of Elections proposes to amend Regulation .03 under **COMAR 33.17.04 Early Voting Center Equipment and Materials**. This action was considered by the State Board of Elections at its February 27, 2014, meeting, notice of which was given in accordance with State Government Article, §10-506(c), Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to clarify the process of allocating voting equipment during early voting.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Erin Perrone, Administrative Assistant, State Board of Elections, P.O. Box 6486, Annapolis, MD 21401-0486, or call 410-269-2845, or email to erin.perrone@maryland.gov, or fax to 410-974-2019. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.03 Allocation of Equipment and Supplies. (2/10)

A. [AccuVote-TS Voting Units.] *Voting Equipment.*

(1) The [local board shall provide one voting unit for each 200 early voters at an early voting center each day, plus an additional voting unit for every fractional part of that number] *State Administrator, in consultation with the local boards, shall determine the number of voting units and electronic pollbooks assigned to each precinct.*

(2) [To determine the number of early voters at an early voting center each day, the local board shall take the percentage of voters the State Administrator estimates will turn out during early voting divided by the number of early voting days and, if applicable, divided by the number of early voting centers] *For purposes of determining the number of voting units and electronic pollbooks under §A(1) of this regulation, the State Administrator shall consider:*

(a) *The estimated daily turnout by each early voting center;*

(b) *The estimated turnout for election day and absentee voting;*

(c) *Historical turnout during early voting;*

(d) *The length of the ballot; and*

(e) *Any other factor deemed to impact turnout and the length of time to vote.*

[B. Electronic Pollbooks. For each early voting center, the local board shall provide at least one electronic pollbook for every 550 voters of the estimated daily turnout.]

[C.] B. (text unchanged)

LINDA H. LAMONE
State Administrator of Elections

Subtitle 20 DISCLOSURE BY PERSONS DOING PUBLIC BUSINESS

33.20.01 Definitions

Authority: Election Law Article, §§2-102(b)(4) and 14-109, Annotated Code of Maryland

Notice of Proposed Action

[14-101-P]

The State of Board of Elections proposes to adopt new Regulations .01 and .02 under a new chapter, **COMAR 33.20.01 Definitions**, under a new subtitle, **Subtitle 20 Statement of Contributions Requirements**. This action was considered by the State Board of Elections at its February 27, 2014, meeting, notice of which was given in accordance with State Government Article, §10-506(c), Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to define various terms in proposed new COMAR 33.20.02.01—.04 Statement of Contributions Requirements.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Erin Perrone, Administrative Assistant, State Board of Elections, P.O. Box 6486, Annapolis, MD 21401-0486, or call 410-269-2845, or email to erin.perrone@maryland.gov, or fax to 410-974-2019. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.01 Definitions.

A. *In this subtitle, the following terms have meanings indicated.*

B. *Terms Defined.*

(1) *"Applicable contribution" has the meaning stated in Election Law Article, §14-101, Annotated Code of Maryland.*

(2) *"Contract" has the meaning stated in Election Law Article, §14-101, Annotated Code of Maryland.*

(3) *"Doing public business" has the meaning stated in Election Law Article, §14-101, Annotated Code of Maryland.*

(4) *"Governmental entity" has the meaning stated in Election Law Article, §14-101, Annotated Code of Maryland.*

- (5) "Political committee affiliated with a candidate" means:
- (a) An authorized candidate campaign committee of the candidate;
 - (b) A slate of which a candidate is a member; and
 - (c) A legislative party caucus committee, excluding the administrative account.

.02 Effective Date.

This subtitle is effective January 1, 2015.

LINDA H. LAMONE
State Administrator of Elections

Subtitle 20 DISCLOSURE BY PERSONS DOING PUBLIC BUSINESS

33.20.02 Statement of Contributions Requirements

Authority: Election Law Article, §§2-102(b)(4) and 14-109, Annotated Code of Maryland

Notice of Proposed Action

[14-100-P]

The State Board of Elections proposes to adopt new Regulations **.01—.04** under a new chapter, **COMAR 33.20.02 Statement of Contributions Requirements**, under a new subtitle, **Subtitle 20 Statement of Contributions Requirements**. This action was considered by the State Board of Elections at its February 27, 2014, meeting, notice of which was given in accordance with State Government Article, §10-506(c), Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to establish administrative procedures and requirements for persons doing public business.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Erin Perrone, Administrative Assistant, State Board of Elections, P.O. Box 6486, Annapolis, MD 21401-0486, or call 410-269-2845, or email to erin.perrone@maryland.gov, or fax to 410-974-2019. Comments will be accepted through May 19, 2014. A public hearing has not been scheduled.

.01 Scope.

This chapter applies to all statements of contributions required by Election Law Article, §14-104, Annotated Code of Maryland, to be filed with the State Board.

.02 Registration.

A. *In General.* A person doing public business shall file the registration notice required under §B of this regulation with the State Board within 1 business day after the award of a contract by a governmental entity.

B. *Notice Requirements.* The registration notice shall include the following information:

- (1) The identity of the person doing public business;
- (2) The business address of the person doing public business;

(3) The name, mailing address, and email address of:

(a) The chief executive officer of the business entity or any person exercising direction or control over the activities of the person doing public business; and

(b) An individual designated as the treasurer or responsible officer authorized to act on behalf of the person doing public business and to file statements of contributions pursuant to Election Law Article, §14-104, Annotated Code of Maryland;

(4) The level of government that awarded the contract, whether municipal, county, or state;

(5) The name of the governmental entity that awarded the contract; and

(6) The name and relationship of any business entity or person attributed to or affiliated with the person filing the registration notice that was awarded a contract by a governmental entity.

C. *Electronic Filing.* The registration notice shall be filed electronically by means of the browser-based software provided by the State Administrator.

.03 Required Contents for a Statement of Contributions.

The statement of contributions filed by the person doing public business shall include:

A. The name of the candidate to which the contribution was made;

B. The name of the political committee affiliated with the candidate that received the applicable contribution;

C. If known, the elective office sought by the candidate, or if not known, the elective office held by the candidate;

D. The aggregate contributions attributed to the filer during the reporting period;

E. The aggregate contributions to date attributed to the filer during the election cycle in which the applicable contribution was made;

F. If the contribution was made by a person other than the filer but attributed to the filer, the filer must provide:

(1) The name and address of:

(a) The individual who made the contribution; or

(b) The organization, business, corporation, limited liability company, partnership, union, or other legal entity that made the contribution;

(2) The amount of the contribution;

(3) The date the contribution was made; and

(4) The relationship between the contributor and the filer:

(a) If a business entity, whether the contributor is a subsidiary; or

(b) If an individual, the name of the contributor's employer, position, and title;

G. The method of the contribution transaction and any other information on the transaction method required by the State Administrator;

H. The aggregate amount or value of contributions made to date to each candidate from the contributor for the election cycle in which the statement of contributions is filed;

I. The nature and amount of the contract awarded;

J. The name of the governmental entity that awarded the contract;

K. The name of the business entity or person awarded the contract, if different from the filer; and

L. If an in-kind applicable contribution, the fair market value of the applicable contribution.

.04 Filing Requirements.

A. *Filing Method.* A statement of contribution shall be filed electronically by means of the browser-based software provided by the State Administrator.

B. *Additional Filing Requirements.*

(1) Statements of contributions shall include, in a format approved by the State Administrator, an attestation by the filer, under

penalties of perjury, that the contents of the electronic filing are a complete and accurate statement of contributions made and contracts awarded by governmental entities.

(2) If applicable, statements of contributions shall identify the chief executive officer of the business entity.

(3) Statements of contributions filed electronically shall include all other information or materials required by the State Administrator.

LINDA H. LAMONE
State Administrator of Elections



Errata

COMAR 07.02

At 40:19 Md. R. 1543 (September 20, 2013), column 1, line 8 from the top:

For: On September 4, 2013, the Secretary of Human Resources adopted

Read: On September 10, 2013, the Secretary of Human Resources adopted

COMAR 07.02.04

At 40:24 Md. R. 2016 (December 2, 2013), column 1, line 13 from the top:

For: On November 12, 2013, the Secretary of Human Resources

Read: On November 19, 2013, the Secretary of Human Resources

COMAR 07.02.08

At 40:25 Md. R. 2067 (December 13, 2013), column 1, line 12 from the top:

For: On November 18, 2013, the Secretary of Human Resources

Read: On November 19, 2013, the Secretary of Human Resources

COMAR 07.05.02

At 40:19 Md. R. 1543 (September 20, 2013), column 1, line 8 from the bottom:

For: On September 4, 2013, the Secretary of Human Resources adopted

Read: On September 10, 2013, the Secretary of Human Resources adopted

COMAR 07.07.05

At 41:5 Md. R. 341 (March 7, 2014), column 1, line 13 from the top:

For: On February 4, 2014, the Secretary of Human Resources adopted

Read: On February 14, 2014, the Secretary of Human Resources adopted

COMAR 08.02.19

At 40:21 Md. R. 1774 (October 18, 2013), column 1, line 9 from the top:

For: On October 7, 2013, the Secretary of Natural Resources adopted

Read: On October 8, 2013, the Secretary of Natural Resources adopted

COMAR 09.15.01

At 40:20 Md. R. 1651 (October 4, 2013), column 2, line 10 from the bottom:

For: On September 9, 2013, the Board of Heating, Ventilation, Air-

Read: On September 10, 2013, the Board of Heating, Ventilation, Air-

COMAR 12.04.01

At 40:23 Md. R. 1935 (November 15, 2013), column 1, line 12 from the top:

For: On October 21, 2013, the Secretary of Public Safety and

Read: On October 22, 2013, the Secretary of Public Safety and

COMAR 36

At 41:2 Md. R. 93 (January 24, 2014), column 1, line 7 from the top:

For: On December 30, 2013, the Maryland State Lottery and Gaming

Read: On December 31, 2013, the Maryland State Lottery and Gaming

At 41:2 Md. R. 93 (January 24, 2014), column 1, line 14 from the bottom:

For: On December 30, 2013, the Maryland State Lottery and Gaming

Read: On December 31, 2013, the Maryland State Lottery and Gaming

COMAR 36.03

At 40:24 Md. R. 2018 (December 2, 2013), column 2, line 13 from the bottom:

For: On November 18, 2013, the Maryland State Lottery and Gaming

Read: On November 19, 2013, the Maryland State Lottery and Gaming

COMAR 36.07

At 40:24 Md. R. 2019 (December 2, 2013), column 1, line 6 from the top:

For: On November 18, 2013, the Maryland State Lottery and Gaming

Read: On November 19, 2013, the Maryland State Lottery and Gaming

[14-08-37]

Special Documents

DEPARTMENT OF THE ENVIRONMENT

SUSQUEHANNA RIVER BASIN COMMISSION

18 CFR Part 806, Review and Approval of Projects

AGENCY: Susquehanna River Basin Commission.

ACTION: Final rule.

SUMMARY: This document contains final rules that would amend the project review regulations of the Susquehanna River Basin Commission (Commission) to modify provisions relating to the issuance of emergency certificates by the Executive Director.

DATES: Effective June 1, 2014.

ADDRESSES: Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

FOR FURTHER INFORMATION CONTACT: Richard A. Cairo, General Counsel, telephone: 717-238-0423, ext. 1306; fax: 717-238-2436; email: rcairo@srbc.net. Also, for further information on the final rulemaking, visit the Commission's Web site at www.srbc.net.

SUPPLEMENTARY INFORMATION:

Comments and Responses to Proposed Rulemaking

Notice of proposed rulemaking was published in the Federal Register on December 26, 2012 (77 FR 75915); the New York Register on January 2, 2013; the Pennsylvania Bulletin on February 2, 2013; and the Maryland Register on January 11, 2013. The Commission convened a public hearing on February 14, 2013, in Harrisburg, Pennsylvania and a written comment period was held open through February 25, 2013. In addition to proposing modifications to 18 CFR 806.34, the Commission regulation authorizing the issuance of emergency certificates, the proposed rulemaking also advanced a new provision to include in the Commission's project review regulations that would impose limitations on surface and groundwater withdrawals in headwater areas. The Commission received numerous comments on the headwaters proposal. The Commission continues to evaluate those comments and will make an appropriate determination at a future date. Meanwhile, however, for the reasons articulated in the proposed rulemaking notice, the Commission is now proceeding with finalization of the provision in the proposed rulemaking related to the issuance of emergency certificates under 18 CFR 806.34.

The two main comments received on the proposed modifications to the emergency regulation were as follows:

1. The criteria for issuance of an emergency certificate should not be limited to human health and safety, or that of livestock, but should include all animal, aquaculture, agronomic, and horticultural operations for the production of fiber or forage crops.

2. Preservation of employment should be an additional consideration in the issuance of an emergency certificate.

The Commission has made revisions to the final rules in response to these comments, by including the protection of food, fiber or forage crops and the avoidance of significant disruptions in employment as eligible criteria.

List of Subjects in 18 CFR Part 806

Administrative practice and procedure, Water resources.

Accordingly, for the reasons set forth in the preamble, the Susquehanna River Basin Commission amends 18 CFR part 806 as follows:

PART 806—REVIEW AND APPROVAL OF PROJECTS

1. The authority citation for Part 806 continues to read as follows:

Authority: Secs. 3.4, 3.5(5), 3.8, 3.10 and 15.2, Pub. L. 91-575, 84 Stat. 1509 et seq.

Subpart D – Terms and Conditions of Approval

2. In §806.34, revise paragraphs (a), (b) introductory text, (b)(2) introductory text, and (b)(2)(iii) to read as follows:

§806.34 Emergencies

(a) *Emergency certificates.* The other requirements of these regulations notwithstanding, in the event of an emergency requiring immediate action to protect the public health, safety and welfare or to avoid substantial and irreparable injury to any person, property, or water resources when circumstances do not permit a review and determination in the regular course of the regulations in this part, the Executive Director, with the concurrence of the chairperson of the Commission and the commissioner from the affected member state, may issue an emergency certificate authorizing a project sponsor to take such action as the Executive Director may deem necessary and proper in the circumstances, pending review and determination by the Commission as otherwise required by this part. In the exercise of such authority, consideration should be given to actions deemed necessary to sustain human life, health and safety, or that of livestock or food, fiber or forage crops, the maintenance of electric system reliability to serve such needs, to avoid significant disruption of employment, or any other such priorities that the Commission may establish from time to time utilizing its authority under Section 11.4 of the Compact related to drought emergencies.

(b) *Notification and application.* A project sponsor shall notify the Commission, prior to commencement of the project, that an emergency certificate is needed. In the case of a project operating under an existing Commission approval seeking emergency approval to modify, waive or partially waive one or more conditions of such approval, notice shall be provided to the Commission prior to initiating the operational changes associated with the request. If immediate action, as defined by this section, is required by a project sponsor and prior notice to the Commission is not possible, then the project sponsor must contact the Commission within one (1) business day of the action. Notification may be by certified mail, facsimile, telegram, mailgram, electronic mail or other form of written communication. This notification must be followed within one (1) business day by submission of the following:

(2) At a minimum, the application shall contain:

(iii) Location map and schematic of proposed project, or in the case of a project operating under an existing Commission approval, the project approval reference and a description of the operational changes requested.

Dated: March 21, 2014.

STEPHANIE L. RICHARDSON
Secretary to the Commission

[14-08-27]

SUSQUEHANNA RIVER BASIN COMMISSION

Actions Taken at March 6, 2014, Meeting

AGENCY: Susquehanna River Basin Commission.

ACTION: Notice.

SUMMARY: As part of its regular business meeting held on March 6, 2014, in Harrisburg, Pennsylvania, the Commission took the following actions: 1) approved or tabled the applications of certain water resources projects; 2) accepted settlements in lieu of penalty from Inflection Energy, LLC and Talisman Energy USA; and 3) took additional actions, as set forth in the Supplementary Information below.

DATES: March 6, 2014

ADDRESSES: Susquehanna River Basin Commission, 4423 N. Front Street, Harrisburg, PA 17110-1788.

FOR FURTHER INFORMATION CONTACT: Richard A. Cairo, General Counsel, telephone: (717) 238-0423, ext. 1306; fax: (717) 238-2436; e-mail: rcairo@srbc.net. Regular mail inquiries may be sent to the above address. See also Commission web site at www.srbc.net.

SUPPLEMENTARY INFORMATION: In addition to the actions taken on projects identified in the summary above and the listings below, the following items were also presented or acted upon at the business meeting: 1) an informational presentation from Pennsylvania Fish & Boat Commission biologist Josh Tryniewski on efforts to restore migratory fish passage on the lower Susquehanna River; 2) approval of a rulemaking action to revise emergency water use provisions; 3) authorization to execute a memorandum of understanding with the New York State Department of Environmental Conservation regarding coordination of project review; 4) adoption of a final, revised FY-2015 budget; 5) ratification of a settlement agreement pertaining to Federal Energy Regulatory Commission (FERC) licensing of York Haven Hydroelectric project and authorization for Commission Executive Director to execute additional contemplated settlement agreements under FERC licensing procedures; 6) extension of an emergency certificate issued to the Pennsylvania Department of Environmental Protection; and 7) approval/ratification of two grants, one contract, and one agreement.

Compliance Matters

The Commission approved settlements in lieu of civil penalty for the following projects:

1. Inflection Energy, LLC., Montoursville Borough Public Water Supply System, Montoursville Borough, Lycoming County, Pa. - \$14,500.
2. Talisman Energy USA (Wappasening Creek), Windham Township, Bradford County, Pa. - \$2,250.

Project Applications Approved

The Commission approved the following project applications:

1. Project Sponsor and Facility: Aqua Infrastructure, LLC (Tioga River), Hamilton Township, Tioga County, Pa. Surface water withdrawal of up to 1.500 mgd (peak day).
2. Project Sponsor and Facility: Chesapeake Appalachia, LLC (Susquehanna River), Great Bend Township, Susquehanna County, Pa. Renewal of surface water withdrawal of up to 0.750 mgd (peak day) (Docket No. 20091201).

3. Project Sponsor and Facility: Keystone Clearwater Solutions, LLC (Lycoming Creek), Lewis Township, Lycoming County, Pa. Modification to low flow protection requirements and authorization of additional water uses of the surface water withdrawal approval (Docket No. 20110616).
4. Project Sponsor and Facility: Manheim Borough Authority, Manheim Borough, Lancaster County, Pa. Renewal of groundwater withdrawal of up to 0.936 mgd (30-day average) from Well 4 (Docket No. 19830903).
5. Project Sponsor and Facility: Martinsburg Municipal Authority, North Woodbury Township, Blair County, Pa. Groundwater withdrawal of up to 0.288 mgd (30-day average) from Wineland Replacement Well 2.
6. Project Sponsor: Old Dominion Electric Cooperative. Project Facility: Rock Springs Expansion, Rising Sun District, Cecil County, Md. Consumptive water use of up to 7.900 mgd (peak day).
7. Project Sponsor and Facility: Old Dominion Electric Cooperative (Susquehanna River), Fulton Township, Lancaster County, Pa. Surface water withdrawal of up to 8.700 mgd (peak day).
8. Project Sponsor and Facility: Seneca Resources Corporation (Arnot No. 5 Mine Discharge), Bloss Township, Tioga County, Pa. Renewal of surface water withdrawal of up to 0.499 mgd (peak day) (Docket No. 20090908).
9. Project Sponsor and Facility: SWEPI LP (Susquehanna River), Sheshequin Township, Bradford County, Pa. Renewal of surface water withdrawal of up to 0.850 mgd (peak day) (Docket No. 20091202).
10. Project Sponsor and Facility: Talisman Energy USA Inc. (Fall Brook – C.O.P. Tioga State Forest), Ward Township, Tioga County, Pa. Renewal of surface water withdrawal of up to 0.999 mgd (peak day) (Docket No. 20091204).
11. Project Sponsor and Facility: Talisman Energy USA Inc. (Fellows Creek – C.O.P. Tioga State Forest), Ward Township, Tioga County, Pa. Renewal of surface water withdrawal of up to 0.999 mgd (peak day) (Docket No. 20091205).
12. Project Sponsor and Facility: XTO Energy, Inc. (Little Muncy Creek), Moreland Township, Lycoming County, Pa. Renewal of surface water withdrawal of up to 0.249 mgd (peak day) (Docket No. 20100313).

Project Applications Tabled:

The Commission tabled action on the following project applications:

1. Project Sponsor and Facility: DS Waters of America, Inc., Clay Township, Lancaster County, Pa. Application for renewal of groundwater withdrawal of up to 0.115 mgd (30-day average) from Well 6 (Docket No. 20000203).
2. Project Sponsor and Facility: Jay Township Water Authority, Jay Township, Elk County, Pa. Application for groundwater withdrawal of up to 0.265 mgd (30-day average) from Brynedale Well #1.
3. Project Sponsor and Facility: Newport Borough Water Authority, Oliver Township, Perry County, Pa. Application for groundwater withdrawal of up to 0.162 mgd (30-day average) from Well 1.
4. Project Sponsor: Pennsylvania Department of Environmental Protection – South-central Regional Office, City of Harrisburg, Dauphin County, Pa. Facility Location: Leacock Township, Lancaster County, Pa. Application for groundwater withdrawal of up to 0.576 mgd (30-day average) from Stoltzfus Well.

5. Project Sponsor: Pennsylvania Department of Environmental Protection – South-central Regional Office, City of Harrisburg, Dauphin County, Pa. Facility Location: Leacock Township, Lancaster County, Pa. Application for groundwater withdrawal of up to 0.432 mgd (30-day average) from Township Well.
6. Project Sponsor and Facility: Pro-Environmental, LLC (Martins Creek), Lathrop Township, Susquehanna County, Pa. Application for surface water withdrawal of up to 0.999 mgd (peak day).
7. Project Sponsor and Facility: Susquehanna Gas Field Services, LLC (Susquehanna River), Meshoppen Township, Wyoming County, Pa. Application of surface water withdrawal of up to 2.000 mgd (peak day).

AUTHORITY: Pub.L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806, 807, and 808.

Dated: March 21, 2014.

STEPHANIE L. RICHARDSON
Secretary to the Commission
[14-08-28]

WATER MANAGEMENT ADMINISTRATION

General Permit for Discharges from Surface Coal Mines and Related Facilities

The Maryland Department of the Environment (Department) is reissuing State/National Pollution Discharge Elimination System (NPDES) General Permit for Discharges from Surface Coal Mines and Related Facilities, Permit No. 11CM (NPDES No. MDG85) to meet federal requirements and to protect Maryland water quality. This permit replaces one issued in July 2005.

A public notice on the tentative determination to reissue the discharge permit was published on May 17, 2013 in the Maryland Register, on May 17 and 24 in the Cumberland Times, and on May 16 and 23 in The Republican. The Department held a public hearing concerning the tentative determination on June 19, 2013 at 1:00 pm at the Bureau of Mines, 160 South Water Street, Frostburg, and received comments through June 26, 2013.

The Department has made a final determination to reissue this permit. This final determination includes changes made by the Department in response to comments received. Listed below are revisions included in the Department's final determination:

1. Delete Part I.C.8, which is the reference to construction storm water.
2. Preface Part I.E.6 with the statement "For persons directed by the Department to obtain an individual permit to achieve water quality protections".
3. Change Part I.F.2 to read "If the Department notifies the permittee of its intent to terminate permit coverage as a result of one of the conditions listed in Section F-1 above, the permittee must apply for an individual permit immediately. If there are periods of discharge between the notice to terminate the general permit and the effective date of the individual permit or the date that a permit is denied, the facility operator and owner are accountable for those discharges and any violations of state and federal law are subject to penalty as detailed in PART VI."
4. Remove "non-controlled surface mine drainage and mountaintop removal areas from list of authorized discharges in Part IV.B.1 and from Footnote F.

5. Remove Footnote e (regarding change of stream pH) from Part IV.B.1.

6. In Part IV.B.1: Footnote c (regarding manganese) change the beginning of the sentence from "Monitoring of" to "Monitoring and limitation of"

7. Change metals monitoring frequency to once per year to be consistent with the permit basis provided in the fact sheet for the tentative determination.

8. Two sections of Part IV were identified as "D." So Storm Water Runoff is now E, Wastewater operator Certification is now F, and Removed Substances is now G.

9. The Department has changed the opening paragraph of what was identified as Part IV.D to read "All construction and mining activity shall be in accordance with Best Management Practices (BMPs) to control storm water runoff including the conditions of the mining permit issued by the Maryland Department of the Environment and the Sediment and Erosion Control Plan approved by the Soil Conservation District. BMPs shall include treatment requirements, operating and maintenance procedures, prohibitions of activities, and other management practices to control runoff from the haul roads and construction areas so as to prevent or reduce the contribution of pollutants to the waters of this State. The BMPs shall be addressed by completing a storm water pollution prevention plan (SWPPP) which shall be updated as necessary and available on site at all times."

10. Insert "another general permit" back in Part I.H.4

11. Part IV.B.1, Footnote a: Change "equivalent to" to "equal to or greater than"

12. Typo in Part IV.B.1, Footnote i: Change "water weather" to "warm weather"

13. Part IV.B.1, on rows for specific conductance, chloride, sulfates, metals, and selenium, make the following changes:

- a. Retain only first sentence of footnote "i" for specific conductance, chloride, and sulfates and replace "indicative discharge" to "measurable discharge."
- b. Transfer remaining text from "i" to "j" and specify monitoring frequency as one/year.
- c. Require that metals be reported as both total and dissolved.
- d. Identify selenium as total selenium.

14. Reduce temperature monitoring frequency for post closure areas to one per month.

15. In what was incorrectly identified as Part IV.D.2.c, change employee training frequency from twice per year to once per year.

16. In what was incorrectly identified as Part IV.D.2.f, add "Note: Significant spills and leaks include, but are not limited to, releases of oil or hazardous substances in excess of quantities that are reportable under CWA Section 311 (see 40 CFR 110.6 and 40 CFR 117.21) or Section 102 of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 USC §9602. This permit does not relieve you of the reporting requirements of 40 CFR 110, 40 CFR 117, and 40 CFR 302 relating to spills or other releases of oils or hazardous substances."

17. Change the next to last sentence of what was incorrectly identified as Part IV.D.2.h to "The Department shall be notified of any significant (as defined in Part IV.E.2.f) oil spill or leak, via the Maryland Department of the Environment's Emergency Spill Response number at (866) 633-4686."

18. In Part VIII.C.3, after "24 hours" insert "of becoming aware of an upset."

19. Change Part III.A.b.iii so that there is no mention of process wastewater or cooling water.

20. In Part I.E.5, change "shall be required" to "may be required".

21. Add some text to effluent page Footnote g to clarify where the temperature mixing zone begins.

Any person adversely affected by this final determination may file a petition for judicial review. Petitions for judicial review of a final determination or permit decision subject to judicial review must be filed in accordance with §1-605 of the Environment Article no later than Tuesday, April 22, 2014 (30 days following publication by the Department of this notice of final determination), and must be filed in a circuit court in Maryland. Petitions for judicial review must conform to the applicable Maryland Rules of Civil Procedure. Failure to file a petition for judicial review by Tuesday, April 22, 2014 will constitute a waiver of any right to a judicial review of this final determination.

To view and print the final permit, go to the Department's website, www.MDE.Maryland.gov, and use the search engine keyword "coalmines.aspx".

Any questions regarding this final determination should be directed to Robert Pudmericky or Michael Richardson at the Maryland Department of the Environment, Water Management Administration, at rob.pudmericky@maryland.gov or michael.richardson@maryland.gov or by telephone at 410-537-3323 between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday

[14-08-30]

DEPARTMENT OF STATE POLICE

HANDGUN ROSTER BOARD

Proposed Additions to Handgun Roster and Notice of Right to Object or Petition

The following is a list of handguns that the Handgun Roster Board proposes to add to the official handgun roster. These handguns will be officially placed on the Handgun Roster if no timely objection is received or if all timely objections are dismissed.

Under the Public Safety Article, §5-405, Annotated Code of Maryland and COMAR 29.03.03.13 and .14, any person may object to the placement of any of those handguns on the Handgun Roster. Objections must be filed within 30 days after **April 18, 2014**. In addition, any person may petition for the placement of an additional handgun on the Handgun Roster. Forms for objections or petitions may be obtained from: Marlene Jenkins, Administrator, Handgun Roster Board, 1201 Reisterstown Road, Pikesville, Maryland 21208.

Manufacturer		Model Name	Model Number	Caliber
Cabot		Range Master		.45 ACP
Canik 55		Stingray-C	55	9mm
Carl Walther		99C AS	2796376	9mm
CZ (Brno)		P-09	91621	9mm
Dan Wesson		Pointman		9mm (Caliber Addition)
EAA/F Tanfoglio		Witness Hunter	600252; 600257	10mm, .45 ACP
FN Herstal		FNS 40 LS	66730	.40 S&W
FN Herstal		FNS 9 LS	66725	9mm
Glock		41 Gen 4		.45 ACP
Grand Power		K-100	K-100	9mm
Kimber		Master Carry Custom	3000282	.45 ACP (Model Addition)
Kimber		Master Carry Pro	3000283	.45 ACP (Model Addition)
Kimber		Master Carry Ultra		.45 ACP
Les Baer Custom		PPC Distinguished Match		9mm (Model Addition)
Lionheart, (S&T Motiv)	Ind	LH9		9mm
Lionheart, (S&T Motiv)	Ind	LH9C		9mm
Metro Arms		American Classic Commander	ACC45B, ACC45C, ACC45DT, ACC9B	.45ACP, 9mm
Metro Arms		American Classic Trophy	ACT 45 C	.45 ACP
Metro Arms		Bobcut	M19BC45B (Blued) M19BC45C (Chrome)	.45 ACP
Para USA, LLC		Elite LS Hunter	96666	10mm
Para USA, LLC		Executive Carry	96661	.45 ACP
Remington		1911 R1 Carry	96335	.45 ACP
Sig Sauer		M400 11B	M 400	5.56, 300 BLK
Smith & Wesson		329NG (Night Guard)	329NG	.44 Special, .44 Magnum
Steyr Mannlicher		Steyr L-A 1	39.621.2K	9mm, 40 S&W, 9X21mm
Tisas		Regent R200S	2247001	.45 ACP (Model Addition)
US Firearms Mfg		SAA		.44-40 (Caliber Addition)
Walther		PPQ		.22LR (Caliber Addition)

[14-08-42]

General Notices

Notice of ADA Compliance

The State of Maryland is committed to ensuring that individuals with disabilities are able to fully participate in public meetings. Anyone planning to attend a meeting announced below who wishes to receive auxiliary aids, services, or accommodations is invited to contact the agency representative at least 48 hours in advance, at the telephone number listed in the notice or through Maryland Relay.

MARYLAND STATE ARTS COUNCIL

Subject: Public Meeting
Date and Time: June 6, 2014, 10 a.m. — 1 p.m.
Place: Maryland State Arts Council, Baltimore, MD
Add'l. Info: Annual Council Meeting
Contact: Okeena Stephenson (410) 767-78832

[14-08-05]

ATHLETIC COMMISSION

Subject: Public Meeting
Date and Time: April 23, 2014, 2 — 5 p.m.
Place: 500 N. Calvert St., 3rd Fl. Conf. Rm., Baltimore, MD
Contact: Patrick Pannella (410) 230-6223

[14-08-36]

ADVISORY COUNCIL ON CEMETERY OPERATIONS

Subject: Public Meeting
Date and Time: April 24, 2014, 10 a.m. — 1 p.m.
Place: Dept. of Labor, Licensing, and Regulation, 500 N. Calvert St., 2nd Fl. Conf. Rm., Baltimore, MD
Contact: Marilyn Harris-Davis (410) 230-6229

[14-08-06]

MARYLAND COLLECTION AGENCY LICENSING BOARD

Subject: Public Meeting
Date and Time: May 6, 2014, 10:30 a.m. — 12:30 p.m.
Place: 500 N. Calvert St., Baltimore, MD
Contact: Kelly Mack (410) 230-6079

[14-08-22]

CONSUMER COUNCIL OF MARYLAND

Subject: Public Meeting
Date and Time: May 2, 2014, 9:15 — 11 a.m.
Place: 200 St. Paul Pl., 16th Fl., Baltimore, MD
Contact: Stephanie A. Hodge (410) 576-6557

[14-08-21]

GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION

Subject: Public Meeting
Date and Time: May 12, 2014, 1 — 3 p.m.
Place: 300 E. Joppa Rd., Ste. 1105, Baltimore, MD
Contact: Jessica Wheeler (410) 821-2824

[14-08-18]

GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION

Subject: Public Meeting
Date and Time: May 15, 2014, 1 — 3 p.m.
Place: Howard Co. Police Dept., Ellicott City, MD
Contact: Jessica Winpiger (410) 821-2824

[14-08-02]

COMMISSION ON CRIMINAL SENTENCING POLICY

Subject: Public Meeting
Date and Time: May 6, 2014, 5:30 — 7:30 p.m.
Place: Judiciary Education and Conference Center, 2009D Commerce Park Dr., Annapolis, MD
Contact: David Soule (301) 403-4165

[14-08-04]

BOARD OF DIETETIC PRACTICE

Subject: Public Meeting
Date and Time: May 15, 2014, 12:30 — 3:30 p.m.
Place: 4201 Patterson Ave., Rm. 110, Baltimore, MD
Contact: Lenelle Cooper (410) 764-4733

[14-08-29]

BOARD OF MASTER ELECTRICIANS

Subject: Public Meeting
Date and Time: June 24, 2014, 10 a.m. — 12 p.m.
Place: 500 N. Calvert St., Rm. 302, Baltimore, MD
Contact: Gae Herzberger (410) 230-6163

[14-08-11]

STATEWIDE EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL (SEMSAC)

Subject: Public Meeting
Date and Time: May 1, 2014, 1 — 3 p.m.
Place: 653 W. Pratt St., Ste. 212, Baltimore, MD
Add'l. Info: The State Emergency Medical Services Advisory Committee (SEMSAC) meets regularly on the 1st Thursday of each month.
Contact: Leandrea Gilliam (410) 706-4449

[14-08-20]

MARYLAND ENERGY ADMINISTRATION

Subject: Notice of Grant Availability
Date and Time: April 7, 2014
Place: Annapolis, MD
Add'l. Info: The Maryland Energy Administration, pursuant to COMAR 14.26.04.09, announces that \$2 million is available for the Parking Lot Solar Photovoltaic Canopy with Electric Vehicle Charger grant program in fiscal year 2014. Program information can be found on the Maryland Energy Administration's website at <http://energy.maryland.gov/>.
Contact: Emilee Van Norden (410) 260-7655 or Chloe Bean (410) 260-7183

[14-08-46]

STATE BOARD OF STATIONARY ENGINEERS

Subject: Public Meeting
Date and Time: May 20, 2014, 10 a.m. — 12 p.m.
Place: 500 N. Calvert St., Rm. 302, Baltimore, MD
Contact: Gae Herzberger (410) 230-6163

[14-08-12]

BOARD OF ENVIRONMENTAL HEALTH SPECIALISTS

Subject: Public Meeting
Date and Time: May 7, 2014, 10 a.m. — 2 p.m.
Place: 8720 Montgomery Rd., Columbia, MD, Howard County, MD
Add'l. Info: The Board may discuss/vote on proposed regulations. A portion of the meeting may be held in closed session.
Contact: James T. Merrow (410) 764-5911

[14-08-17]

FIRE PREVENTION COMMISSION

Subject: Public Meeting
Date and Time: May 7, 2014, 9:30 a.m.; portions of the meeting may be held in closed session.
Place: Laurel Municipal Bldg., 8103 Sandy Spring Rd., Council Chambers, Laurel, MD
Contact: Heidi Ritchie (877) 890-0199
 [14-08-26]

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Subject: Public Meeting
Date and Time: May 1, 2014, 9 a.m. — 1 p.m.
Place: UMBC Research and Technology Park-South Campus 1450 South Rolling Road, Halethorpe, MD
Add'l. Info: Meeting of the Maryland Medicaid Pharmacy Program's Pharmacy & Therapeutics Committee (Preferred Drug List). As soon as available, classes of drugs to be reviewed will be posted on the Maryland Pharmacy Program website at: <http://mmcp.dhmmh.maryland.gov/pap/SitePages/Public%20Meeting%20Announcement%20and%20Procedures%20for%20Public%20Testimony.aspx>.
 Refer to website for agenda, speaker registration, restrictions, and driving directions. Submit email questions to dhmmh.marylandpdlquestions@maryland.gov
Contact: Paul Holly (410) 767-5395
 [14-08-13]

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Subject: Public Meeting
Date and Time: May 7, 2014, 4:30 — 6 p.m.
Place: DHMH-201 W. Preston St., Conf. Rm. L2, Baltimore, MD
Contact: Erin Penniston (410) 767-6783
 [14-08-32]

BOARD OF HEATING, VENTILATION, AIR-CONDITIONING, AND REFRIGERATION CONTRACTORS (HVACR)

Subject: Public Meeting
Date and Time: May 14, 2014, 10:30 a.m. — 12:30 p.m.
Place: 500 N. Calvert St., 3rd Fl. Conf. Rm., Baltimore, MD
Contact: John Papavasiliou (410) 230-6160
 [14-08-03]

BOARD OF CERTIFIED INTERIOR DESIGNERS

Subject: Public Meeting
Date and Time: April 28, 2014, 2 p.m.
Place: 500 N. Calvert St., 3rd Fl. Conf. Rm., Baltimore, MD
Contact: Pamela J. Edwards (410) 230-6262
 [14-08-38]

STATE ADVISORY BOARD FOR JUVENILE SERVICES

Subject: Public Meeting
Date and Time: April 22, 2014, 10 a.m. — 12 p.m.
Place: J. DeWeese Carter Center, 300 Scheeler Rd., Chestertown, MD
Add'l. Info: This notice corrects the previously published meeting place and time.
Contact: Tim Gilbert (410) 627-5318
 [14-08-47]

FACILITIES ADVISORY BOARD- JUVENILE SERVICES

Subject: Public Meeting
Date and Time: May 10, 2014, 10 a.m. — 12 p.m.
Place: Baltimore City Juvenile Justice Center, 300 N. Gay St., Baltimore, MD
Contact: Bridgett Tucker (301) 752-3500 x 130
 [14-08-34]

FACILITIES ADVISORY BOARD — JUVENILE SERVICES

Subject: Public Meeting
Date and Time: May 20, 2014, 6 — 8 p.m.
Place: Western Maryland Children's Center, 18420 Roxbury Rd., Hagerstown, MD
Contact: Mark Bishop (301) 745-6071
 [14-08-33]

MARYLAND HEALTH CARE COMMISSION

Subject: Public Meeting
Date and Time: April 29, 2014, 2 — 4 p.m.
Place: Maryland Health Care Commission, 4160 Patterson Ave., Conf. Rm. 100 Baltimore, MD
Add'l. Info: Telemedicine Finance & Business Model Advisory Group Meeting
Contact: Christine Karayinopulos (410) 764-3444
 [14-08-23]

MARYLAND HEALTH CARE COMMISSION

Subject: Public Meeting
Date and Time: May 7, 2014, 10 a.m. — 12 p.m.
Place: Maryland Health Care Commission, 4160 Patterson Ave., Conf. Rm. 100, Baltimore, MD
Add'l. Info: Management Service Organization Advisory Panel Meeting
Contact: Christine Karayinopulos (410) 764-3444
 [14-08-14]

MARYLAND HEALTH CARE COMMISSION

Subject: Public Meeting
Date and Time: May 15, 2014, 1 p.m.
Place: Maryland Health Care Commission, 4160 Patterson Ave., Conf. Rm. 100, Baltimore, MD
Contact: Valerie Wooding (410) 764-3460
 [14-08-15]

MARYLAND HEALTH CARE COMMISSION

Subject: Maryland Hospice Enrollment in the Society of Thoracic Surgeon's National Database for Adult Cardiac Surgery
Add'l. Info: Pursuant to Health-General Article, §19-134(e), Annotated Code of Maryland, COMAR 10.24.17, and COMAR 10.25.04, the Maryland Health Care Commission (MHCC) requires all Maryland acute general hospitals authorized to provide cardiac surgery services to enroll in the Society of Thoracic Surgeons' (STS) National Database prior to June 30, 2014, and submit data to the STS National Database for Adult Cardiac Surgery beginning on January 1, 2014, and thereafter. The data submitted must meet or exceed STS requirements for completeness to allow for composite score and star rating analysis. A Maryland acute care hospital with cardiac surgery services is required to submit the same data, on a quarterly basis, to the Maryland Health Care Commission for eligible patients discharged on or after January 1, 2014.

In addition, Maryland hospitals with cardiac surgery services are required to submit select information from the individual STS Composite Quality Rating reports received by hospitals. Specifically, each hospital shall provide its star ratings for coronary artery bypass graft (CABG) surgeries and its operative mortality rate for CABG. Proprietary information, such as STS mean scores, must be removed prior to submission.

The first submission of patient data will not be required until September 2, 2014, and will be for the first two quarters of 2014. Thereafter, data shall be submitted to MHCC consistent with the STS schedule for data collection. The first submission of select information from the STS Composite Quality Rating report is due by November 14, 2014. Thereafter, this information shall be submitted within two weeks of receipt from STS. Information regarding the STS National Database is available at <http://www.sts.org>.

Contact: Eileen Fleck, Chief, Acute Care Policy and Planning, (410) 764-3287.

[14-08-43]

BOARD OF PLUMBING

Subject: Public Meeting

Date and Time: May 15, 2014, 10 a.m. — 12:30 p.m.

Place: 500 N. Calvert St., Rm. 302, Baltimore, MD

Contact: Brenda Clark (410) 230-6164

[14-08-16]

BOARD OF PODIATRIC MEDICAL EXAMINERS

Subject: Public Meeting

Date and Time: May 8, 2014, 1 p.m.

Place: 4201 Patterson Ave., Rm. 110, Baltimore, MD

Contact: Sheri Henderson (410) 764-4785

[14-08-07]

BOARD OF PODIATRIC MEDICAL EXAMINERS

Subject: Public Meeting

Date and Time: June 12, 2014, 1 p.m.

Place: 4201 Patterson Ave., Rm. 110, Baltimore, MD

Contact: Sheri Henderson (410) 764-4785

[14-08-08]

BOARD OF PODIATRIC MEDICAL EXAMINERS

Subject: Public Meeting

Date and Time: July 10, 2014, 1 p.m.

Place: 4201 Patterson Ave., Rm. 110, Baltimore, MD

Contact: Sheri Henderson (410) 764-4785

[14-08-09]

BOARD OF PODIATRIC MEDICAL EXAMINERS

Subject: Public Meeting

Date and Time: September 11, 2014, 1 p.m.

Place: 4201 Patterson Ave., Rm. 110, Baltimore, MD

Contact: Sheri Henderson (410) 764-4785

[14-08-10]

REAL ESTATE COMMISSION

Subject: Public Meeting

Date and Time: May 21, 2014, 10:30 a.m.

Place: Dept. of Labor, Licensing, and Regulation, 500 N. Calvert St., 3rd Fl. Conf. Rm., Baltimore, MD

Contact: Charlene Faison (410) 230-6202

[14-08-24]

REAL ESTATE COMMISSION

Subject: Public Hearing

Date and Time: May 21, 2014, 12:30 p.m.

Place: Dept. of Labor, Licensing, and Regulation, 500 N. Calvert St., 3rd Fl. Conf. Rm., Baltimore, MD

Contact: Charlene Faison (410) 230-6202

[14-08-25]

BOARD OF WELL DRILLERS

Subject: Public Meeting

Date and Time: May 21, 2014, 9 a.m. — 4 p.m.

Place: MDE, 1800 Washington Blvd., Gwynn Falls Conf. Rm., Baltimore, MD

Add'l. Info: A portion of this meeting may be held in closed session.

Contact: Willie Everett (410) 537-3644

[14-08-01]

WORKERS' COMPENSATION COMMISSION

Subject: Public Meeting

Date and Time: May 8, 2014, 9 — 11 a.m.

Place: 10 E. Baltimore St., Baltimore, MD

Add'l. Info: Portions of this meeting may be held in closed session.

Contact: Amy Lackington (410) 864-5300

[14-08-19]

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Title 18	Assessments and Taxation		\$28	\$18	_____	_____
Title 19A	State Ethics Commission		\$33	\$20	_____	_____
Title 20	Public Service Commission		\$64	\$42	_____	_____
Title 21	State Procurement Regulations		\$65	\$42	_____	_____
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## CODE OF MARYLAND REGULATIONS

Titles 10, 11, and 26 consist of more than one volume. Each volume may be purchased separately.

### Title 10

Department of Health and Mental Hygiene: Part & Subtitles

#### Part 1

- 01 Procedures
- 02 Division of Reimbursements
- 03 Health Statistics
- 04 Fiscal
- 05 Freestanding Ambulatory Care Facilities
- 06 Diseases
- 07 Hospitals
- 08 Health Facilities Grants

#### Part 2

- 09 Medical Care Programs

#### Part 3

- 10 Laboratories
- 11 Maternal and Child Health
- 12 Adult Health
- 13 Drugs
- 14 Cancer Control
- 15 Food
- 16 Housing
- 17 Sanitation
- 18 Human Immunodeficiency Virus (HIV) Infection and  
Acquired Immunodeficiency Syndrome (AIDS)
- 19 Dangerous Devices and Substances
- 20 Kidney Disease Program
- 21 Mental Hygiene Regulations
- 22 Developmental Disabilities

#### Part 4

- 23 Advance Directive Registry
- 24 Maryland Health Care Commission
- 25 Maryland Health Care Commission
- 26 Board of Acupuncture
- 27 Board of Nursing
- 28 Board of Examiners in Optometry
- 29 Board of Morticians and Funeral Directors
- 30 Commission on Kidney Disease
- 31 Health Occupation Boards
- 32 Board of Physicians
- 33 Board of Examiners of Nursing Home Administrators
- 34 Board of Pharmacy
- 35 Postmortem Examiners Commission
- 36 Board of Examiners of Psychologists

#### Part 5

- 37 Health Services Cost Review Commission
- 38 Board of Physical Therapy Examiners
- 39 Board of Nursing – Certified Nursing Assistants
- 40 Board of Podiatric Medical Examiners
- 41 Board of Examiners for Audiologists, Hearing Aid  
Dispensers, and Speech-Language Pathologists
- 42 Board of Social Work Examiners
- 43 Board of Chiropractic and Massage Therapy Examiners
- 44 Board of Dental Examiners
- 45 Maryland Community Health Resources Commission
- 46 Board of Occupational Therapy Practice
- 47 Alcohol and Drug Abuse Administration
- 48 Child Abuse and Neglect Medical Reimbursement Program
- 49 State Anatomy Board
- 50 Tissue Banks
- 51 Forensic Laboratories
- 52 Preventive Medicine
- 53 Board of Nursing—Electrology Practice Committee
- 54 Special Supplemental Nutrition Program for Women,  
Infants, and Children (WIC)
- 55 State Board of Spinal Cord Injury Research
- 56 Board of Dietetic Practice
- 57 Board for Certification of Residential Child Care Program  
Professionals
- 58 Board of Professional Counselors and Therapists
- 59 Catastrophic Health Emergencies
- 60 Board of Environmental Health Specialists
- 61 Health Enterprise Zone Initiative

### Title 11

Department of Transportation – Volume & Subtitles

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  - 02 Transportation Service Human Resources System
  - 03 Maryland Aviation Administration
  - 04 State Highway Administration
  - 05 Maryland Port Administration
  - 06 Mass Transit Administration
  - 07 Maryland Transportation Authority
  - 08 State Railroad Administration
  - 09 Vacant
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- #### Volume 2 and Volume 3
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  - 16 MVA – Vehicle Operations
  - 17 MVA – Driver Licensing and Identification Documents
  - 18 MVA – Financial Responsibility Requirements
  - 19 MVA – School Vehicles
  - 20 MVA – Motorcycle Safety Program
  - 21 MVA – Commercial Motor Vehicles
  - 22 MVA – Preventive Maintenance Program
  - 23 MVA – Drivers' Schools, Instructors, Driver Education Program

### Title 26

Department of the Environment – Part & Subtitles

#### Part 1

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- 02 Occupational, Industrial, and Residential Hazards
- 03 Water Supply, Sewerage, Solid Waste, and Pollution Control  
Planning and Funding
- 04 Regulation of Water Supply, Sewage Disposal, and Solid Waste
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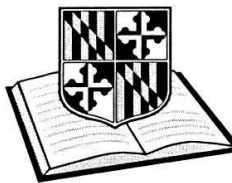
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